



# Kansas Register

Ron Thornburgh, Secretary of State

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In this issue . . .	Page
<b>Kansas Development Finance Authority</b>	
Notice of hearing on proposed revenue bonds .....	1780
<b>Legislative interim committee schedule</b> .....	1781
<b>Pooled Money Investment Board</b>	
Notice of investment rates.....	1782
<b>Kansas Water Authority</b>	
Notice of hearings on the State Water Plan .....	1782
<b>Kansas Natural Resources Legacy Alliance</b>	
Notice of meeting.....	1782
<b>Kansas Department of Transportation</b>	
Notice to consulting engineers.....	1782
<b>Department of Revenue</b>	
Notice of hearing on proposed administrative regulations .....	1783
<b>Historic Sites Board of Review</b>	
Notice of meeting.....	1784
<b>Department of Administration—Division of Facilities Management</b>	
Notice of commencement of negotiations for architectural and engineering services .....	1784
<b>Department of Agriculture—Division of Water Resources</b>	
Notice of hearing on proposed administrative regulations .....	1785
<b>Notice of Bond Sale</b>	
Miami County .....	1785
City of Wichita.....	1786
<b>Kansas Court of Appeals</b>	
Docket for October .....	1788
<b>City of Wichita</b>	
Notice to bidders .....	1798
<b>Department of Administration—Division of Purchases</b>	
Notice to bidders for state purchases .....	1798
<b>Department of Health and Environment</b>	
Request for comments on proposed air quality permit.....	1799
Notice of available grant funding .....	1799
Notice of hearing on proposed administrative regulations .....	1800
Notice concerning Kansas water pollution control permits.....	1800
<b>Kansas Advisory Group on Juvenile Justice and Delinquency Prevention</b>	
Notice of 2003-2004 meeting schedule .....	1804
<b>Permanent Administrative Regulations</b>	
Department of Human Resources—Division of Workers Compensation .....	1804
Board of Emergency Medical Services .....	1805
Kansas Department of Transportation.....	1806
Behavioral Sciences Regulatory Board.....	1808
Office of the State Bank Commissioner—Division of Consumer and Mortgage Lending.....	1815
Office of the State Bank Commissioner.....	1816
Animal Health Department .....	1816
Department of Agriculture—Division of Water Resources.....	1819
<b>Temporary Administrative Regulations</b>	
Department of Commerce.....	1815
<b>Index to administrative regulations</b> .....	1824

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, October 30, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

**Project No. 000578—Maximum Principal Amount: \$18,000.** Owner/Operator: Matthew D. and Laura M. Voth. Description: Acquisition of 20 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 29, Menno Township, Marion County, Kansas, approximately 3 miles north and .75 mile West of Goessel on Road 150th.

The bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not

constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including KDFA, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with KDFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting KDFA.

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with KDFA that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Stephen R. Weatherford  
President

Doc. No. 029926

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## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of October 20-31. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>.

Date	Room	Time	Committee	Agenda
Oct. 20	514-S	9:00 a.m.	Special Committee on Insurance	Hearings: Provider coverage for hair prostheses and early screening for disabilities; committee discussion and direction to staff for a committee report. <b>Meeting scheduled for October 21 cancelled.</b>
Oct. 21	123-S	9:00 a.m.	Special Committee on Kansas Security	Review of recent terrorist and disaster training drills conducted by Division of Emergency Management and Kansas State University.
Oct. 22	519-S	10:00 a.m.	Legislative Post Audit Committee	Agenda not available.
Oct. 22	514-S	10:00 a.m.	Systems Review Team (legislative computerization)	Agenda not available.
Oct. 23	514-S	10:00 a.m.	Long-Term Care Services Task Force	Agenda not available.
Oct. 24	514-S	9:00 a.m.		
Oct. 23	519-S	10:00 a.m.	Special Committee on Local Government	<b>23rd:</b> Topic 3—Local Government Publication Requirements.
Oct. 24	519-S	9:00 a.m.		<b>24th:</b> Topic 4—Kansas Open Records Act.
Oct. 27	519-S	10:00 a.m.	Special Committee on Assessment and Taxation	Agenda not available.
Oct. 28	519-S	9:00 a.m.		
Oct. 28	123-S	10:00 a.m.	Legislative Coordinating Council	Legislative matters.
Oct. 28	526-S	10:00 a.m.	Joint Committee on Pensions, Investments, and Benefits	<b>28th:</b> Review carryover bills; contractual rights; KPERS long-term funding bonding.
Oct. 29	526-S	9:00 a.m.		<b>29th:</b> Review new and pending legislation; possible committee action on previous items.
Oct. 29	313-S	10:00 a.m.	Joint Committee on Children's Issues	<b>29th:</b> Roundtable on judicial and CINC issues.
Oct. 30	313-S	9:00 a.m.		<b>30th:</b> Testimony on various issues and panel on foster care.
Oct. 30	519-S	10:00 a.m.	Joint Committee on Claims Against the State	Hearings on claims filed to date.
Oct. 31	519-S	9:00 a.m.		
Oct. 30	123-S	10:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Agenda not available.
Oct. 31	123-S	9:00 a.m.		

Jeff Russell  
Director of Legislative  
Administrative Services

## State of Kansas

**Pooled Money Investment Board****Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d), 75-4201(l) and 75-4209(a)(1)(B).

**Effective 10-13-03 through 10-19-03**

<b>Term</b>	<b>Rate</b>
1-89 days	1.00%
3 months	0.91%
6 months	0.99%
1 year	1.13%
18 months	1.38%
2 years	1.63%

Derl S. Treff  
Director of Investments

Doc. No. 029920

## State of Kansas

**Kansas Water Authority****Notice of Hearings**

The Kansas Water Authority will conduct public hearings during the period of October 27-30. Public comments will be solicited on proposed provisions of the State Water Plan related to:

- (1) Calling into service remaining reservoir storage in Milford and Perry lakes; and
- (2) Bond financing of capital improvements for water infrastructure development.

The meeting dates and locations are as follows:

- October 27 at 7 p.m. at the Finnup Center, 312 E. Finnup Drive (Lee Richardson Zoo), Garden City
- October 28 at 7 p.m. at the Kansas Highway Patrol Training Academy, 2025 E. Iron, Salina (park in the lower level parking lot and walk to the Troop J Administration Building at the top of the hill)
- October 30 at 7 p.m. at Memorial Hall, 120 S.W. 10th Ave., Topeka

Please provide two copies of written testimony at the hearing. An oral summation may be given at the hearing. Persons unable to attend the hearings may submit written comments to the Kansas Water Office until November 5.

For further information, contact Ken Grotewiel at the Kansas Water Office at (785) 296-3185 or e-mail at kgrotewiel@kwo.state.ks.us.

If accommodations are needed for persons with disabilities, please call or notify the Kansas Water Office at 901 S. Kansas Ave., Topeka, 66612-1249.

Joseph Harkins, Director  
Kansas Water Office

Doc. No. 029933

## State of Kansas

**Natural Resources Legacy Alliance****Notice of Meeting**

The Kansas Natural Resources Legacy Alliance will meet at 9 a.m. Tuesday, October 21, in Room 519-S of the State Capitol, 300 S.W. 10th Ave., Topeka. All meetings are open to the public. Individuals requiring special accommodations should contact the State Conservation Commission at (785) 296-3600 at least three days prior to the meeting.

Tracy Streeter  
Executive Director  
State Conservation Commission

Doc. No. 029948

## State of Kansas

**Department of Transportation****Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the projects listed below. Responses may be submitted by e-mail to Neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages. Responses must be received in Room 1084-West by 5 p.m. November 12 for the consulting engineering firm to be considered.

A Consultant Selection Committee will select a list of the most highly qualified and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

**Construction Inspection—As Needed Statewide**

The scope of services is to provide construction inspection services on an as-needed basis statewide. Firms selected will be required to provide the following services:

1. Grading inspection
2. Structures inspection
3. Asphalt inspection (plant and/or road)
4. Concrete pavement inspection (plant and/or road)
5. Materials testing
6. Contract documentation
7. Traffic control inspection
8. Seeding
9. Other similar services, etc.

The firms must be able to staff the project with KDOT-certified inspectors.

#### Bridge Design—As Needed Statewide

The scope of services is to provide bridge design services on an as-needed basis statewide. Three to five firms will be selected. Firms selected will be required to provide the following services:

1. Expansion device replacement
2. Backwall repairs
3. Bridge rail rehabilitation
4. Bridge redecking
5. Hydraulic studies
6. Culvert replacement
7. Other structural repairs as required

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications;
2. experience of staff;
3. location of firm with respect to proposed project;
4. work load of firm; and
5. firm's performance record.

Deb Miller  
Secretary of Transportation

Doc. No. 029940

#### State of Kansas

#### Department of Revenue

#### Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 10:30 a.m. Monday, December 22, in Room 481 of the Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the amendments to and adoption of permanent regulations related to titles and registration and amendments to a permanent regulation related to moving violations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written public comments on the proposed regulations prior to the hearing to Kathleen Smith, Tax Specialist, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Kathleen Smith at (785) 296-3081 or TTY (785) 296-6461. Disabled parking is located in State Parking Lot No. 2, south of the Docking

Building facing Harrison Street. The east entrance to the Docking Building is accessible.

These regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and the economic impact follows:

#### Article 51.—TITLES AND REGISTRATION

Amendments to **K.A.R. 92-51-24, 92-51-25, 92-51-28** and **92-51-29**:

**K.A.R. 92-51-24** revises procedures for mailing electronic titles, once a lien or security interest is satisfied.

Economic Impact: The Department of Revenue anticipates a positive economic impact. Postage and mailing costs associated with lost titles should be reduced. Private businesses associated with the motor vehicle industry may see a positive economic impact resulting from fewer lost titles and a more accurate delivery system.

**K.A.R. 92-51-25** provides amended procedures for the registration of foreign vehicles when a title is being held by an out-of-state lienholder.

Economic Impact: No impact on the public, the department or other agencies is anticipated.

**K.A.R. 92-51-28** amends procedures for the printing of electronic titles when a Kansas resident moves to another state.

Economic Impact: No impact on the public, the department or other agencies is anticipated.

**K.A.R. 92-51-29** provides for the establishment of reasonable fees to cover the division's costs of implementing the provisions of K.S.A. 58-4214.

Economic Impact: No impact on the department or other agencies is anticipated. Abstract and title insurance companies will incur a \$10 fee per application. The Department of Revenue anticipates processing approximately 1,300 transactions of this type per year.

Adoption of **K.A.R. 92-51-34a**:

**K.A.R. 92-51-34a** provides for a one-year extension of the current license plate cycle.

Economic Impact: The costs associated with re-issuance of standard license plates will be delayed by one year. Raw material suppliers and the department's license plate manufacturer will experience a 12-month delay in receipt of the department's orders.

#### Article 52.—MOTOR VEHICLE DRIVERS' LICENSES

Amendments to **K.A.R. 92-52-9** define the term "moving violation" and provide a list of the various moving violation offenses and the statutory citation where each offense is described.

Economic Impact: No impact on the public, the department or other agencies is anticipated.

A copy of these regulations and the economic impact statements may be obtained from the Kansas Department of Revenue, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1588.

Joan Wagnon  
Secretary of Revenue

Doc. No. 029924

## State of Kansas

**Historic Sites Board of Review****Notice of Meeting**

The Kansas Historic Sites Board of Review will meet at 9 a.m. Saturday, November 8, in classrooms A and B in the Kansas Museum of History on the grounds of the Kansas History Center, 6425 S.W. 6th Ave., Topeka. The board will evaluate the following properties for the National Register of Historic Places and/or the Register of Historic Kansas Places:

- A.J. Eicholtz Home, 406 N. 7th St., Hiawatha, Brown County
- United Telephone Co. Exchange Building, 406 N.W. 3rd St., Abilene, Dickinson County
- Wilson Downtown Historic District #2, 2620 Main St. and 506 27th St., Wilson, Ellsworth County
- Wilson Downtown Historic District #3 — Southside, 400 Block of 27th St., aka Old Highway 40, Wilson, Ellsworth County
- Junction City Opera House, 135 W. 7th St., Junction City, Geary County
- Nemaha County Jail and Sheriff's Residence and Annex, 113 N. 6th St., Seneca, Nemaha County
- Thayer State Bank, 201 Neosho Ave., Thayer, Neosho County
- Aboriginal Lithic Source Areas in Kansas Multiple Property Submission
- Dennis Quarry, SE¼ of the NW¼ of Section 21, T7S, R12E, Pottawatomie County
- Commercial and Industrial Resources of Hutchinson Multiple Property Submission
- Downtown Core North Historic District, generally bounded by BNSF RR tracks, 1st Ave., west side of North Main and Poplar Streets, Hutchinson, Reno County
- Downtown Core South Historic District, generally bounded by C Ave., the alley south of Sherman, Washington and Poplar Streets, Hutchinson, Reno County
- Houston Whiteside Historic District, roughly bounded by the BNSF RR, Pershing, Ave. B and Ave. A, Plum and Elm Streets, Hutchinson, Reno County
- Santa Fe Commercial Historic District, generally the 300-600 blocks of North Main St., Hutchinson, Reno County
- Bitting Historic District, generally the 1100 and 1200 blocks of Bitting, and the Bitting Bridge, Wichita, Sedgwick County
- East Douglas Ave. Historic District, roughly bounded by Topeka, Rock Island, 1st St. and English St., Wichita, Sedgwick County
- Park Place-Fairview Historic District, roughly Park Place and Fairview Avenues between 13th and 17th Streets, and Wellington Place, Wichita, Sedgwick County

- Topeka-Emporia Historic District, roughly North Topeka and Emporia Avenues between 10th and 13th Streets, Wichita, Sedgwick County
- East Topeka Junior High School, 1210 E. 8th St., Topeka, Shawnee County
- Westminster Presbyterian Church, 1275 Boswell Ave., Topeka, Shawnee County

The Kansas State Historical Society welcomes individuals with disabilities to participate in its activities. Contact Faye Johnson at the Cultural Resources Division, Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, (785) 272-8681, ext. 240, by October 31 to discuss the nature of the disability and what the Kansas State Historical Society may do to ensure participation in the activity.

Mary R. Allman  
Executive Director

Doc. No. 029946

## State of Kansas

**Department of Administration  
Division of Facilities Management****Notice of Commencement of Negotiations for  
Architectural and Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" architectural and engineering services for the University of Kansas, Lawrence. Contracts are for small projects and will be for a one-year term, renewable for two additional one-year periods.

The following will be selected:

- Two "on-call" architects.
- Two "on-call" landscape architects.
- One "on-call" engineer (mechanical, electrical, plumbing and structural).

Please indicate in your submittal which category you are interested in.

For more information concerning the scope of services, contact Jim Modig, Director, Design and Construction Management, (785) 864-3431.

If interested, an original and six copies (seven total) of the SF255 form, all relevant information regarding similar projects, and an optional CD with the proposal in one PDF file should be submitted. Each submittal should include an e-mail address, be concise and follow the State Building Advisory Commission guidelines, which have previously been distributed to firms. If copies of the guidelines are required, contact Phyllis Fast, Division of Facilities Management, Room 600, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796. Submittals not complying with the guidelines will not be considered.

Expressions of interest and the SF255 submittals should be received by Phyllis Fast before 5 p.m. October 31.

D. Keith Meyers  
Director, Division of  
Facilities Management

Doc. No. 029928

## State of Kansas

**Department of Agriculture  
Division of Water Resources**

**Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 3 p.m. Thursday, December 18, at 1175 S. Range, Colby, to consider the adoption of new and amended regulations recommended by the Northwest Kansas Groundwater Management District Board No. 4 to the chief engineer, Division of Water Resources, Kansas Department of Agriculture. The proposals are summarized as follows:

**K.A.R. 5-24-1. Definitions.** Deleted definitions for "series of wells" and "saturated thickness." Amended the definition of "waste of water" to conform to the statewide definition and added definitions for "area of consideration," "base acreage," "battery of wells," "Theis analysis" and "usable water."

**K.A.R. 5-24-2. Allowable withdrawals.** Requires ½ inch of recharge to be used in safe yield calculations. Certain applications are exempt from safe yield analysis. Section (b)(7) is amended to allow approval of new applications within ¾ mile of existing water rights that are dismissed under certain conditions.

**K.A.R. 5-24-3. Well spacing.** The amendments set criteria to determine if spacing to domestic wells can be waived. They also increase the spacing for nondomestic wells in the cretaceous aquifer to 4 miles instead of 5,000 feet. They set the spacing for nondomestic wells from domestic wells in the cretaceous aquifer at 2,640 feet. These changes are being made to conform to data compiled by the Kansas Geological Survey on the Dakota Aquifer in its Open File Report 93-1.

**K.A.R. 5-24-4. Tailwater control and waste.** Prohibits "waste of water" based on the statewide definition.

**K.A.R. 5-24-6. Changes in points of diversion.** Generally allows wells to be replaced within ½ mile if they meet spacing requirements to other wells, but allows wells to be replaced up to ¾ of a mile away if they meet other criteria. Requirements to prevent certain types of changes or increases in consumptive use have been added to implement the Republican River Compact Final Settlement Stipulation.

**K.A.R. 5-24-8. Resource development plans.** Adopts by reference May 2003 amendments to the National Irrigation Handbook.

**K.A.R. 5-24-11. Enforcement.** New regulation setting forth district investigation and enforcement procedures.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. Any interested parties may submit written comments prior to the hearing to the chief engineer, Division of Water Resources, Kansas Department of Agriculture, Attention: Leslie Garner, 109 S.W. 9th, 4th Floor, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views,

it may be necessary to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Leslie Garner at (785) 296-4623.

Copies of the regulations and the economic impact statement may be obtained by contacting the Department of Agriculture directly or by accessing its Web site at [accesskansas.org/kda](http://accesskansas.org/kda) and clicking on "Proposed Regulations."

Adrian J. Polansky  
Secretary of Agriculture

Doc. No. 029927

(Published in the Kansas Register October 16, 2003.)

**Summary Notice of Bond Sale  
Miami County, Kansas  
\$6,210,000  
General Obligation Bonds  
Series 2003A**

**(General obligation bonds payable from  
unlimited ad valorem taxes)**

**Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated September 22, 2003, of Miami County, Kansas, describing county's General Obligation Bonds, Series 2003A, bids for the purchase of the bonds will be received on behalf of the governing body of the county on the Kirkpatrick Pettis debt auction Web site ([www.kpauction.com](http://www.kpauction.com)), as described in the official notice of bond sale, until 11 a.m. Monday, October 27, 2003. No bid of less than 99.50 percent or greater than 100.50 percent of the total principal amount of the bonds and accrued interest to the date of delivery will be considered.

Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the county, or a financial surety bond (in a form that meets the requirements described in the official notice of bond sale), in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds are dated November 15, 2003, and will be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount of the bonds maturing in any year.

Interest on the bonds is payable semiannually on March 1 and September 1 of each year, beginning March 1, 2004, and the bonds will mature serially on September 1 in each of the years as follows:

<b>Maturity Schedule</b>	
Principal Amount	Maturity Date
\$305,000	2005
455,000	2006

*(continued)*

(Published in the Kansas Register October 16, 2003.)

500,000	2007
550,000	2008
555,000	2009
570,000	2010
590,000	2011
615,000	2012
630,000	2013
660,000	2014
75,000	2015
80,000	2016
85,000	2017
80,000	2018
85,000	2019
90,000	2020
90,000	2021
95,000	2022
100,000	2023

**Summary Notice of Bond Sale**  
**City of Wichita, Kansas**  
**\$52,500,000<sup>1</sup>**  
**Aggregate Principal Amount**  
**General Obligation Refunding and Improvement**  
**Sales Tax Bonds**  
**Series 2003B**  
**(General obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Book-Entry Bonds**

The bonds will be issued and registered under a book-entry-only system administered by the Depository Trust Company, New York, New York (DTC).

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds.

**Delivery of the Bonds**

The county will prepare the bonds and will deliver the properly prepared, executed and registered bonds to the successful bidder at the offices of DTC, New York, New York, all at the county's expense.

**Legal Opinion**

The bonds are sold subject to the legal opinion of Triplett, Woolf & Garretson, LLC, Wichita, Kansas, bond counsel, whose fees will be paid by the county. Bond counsel's approving legal opinion as to the validity of the bonds will be delivered to the successful bidder upon delivery of the bonds.

**Financial Matters**

The county's current equalized assessed tangible valuation for purposes of calculating debt limitation is \$302,791,372. As of November 15, 2003, the county's gross outstanding general obligation debt, including the bonds, will be \$18,190,000.

**Bidder Qualifications**

Only NASD registered broker-dealers and dealer banks with DTC clearing arrangements who have registered with KP Auction or MuniAuction will be eligible to bid on the bonds, as described in the official notice of bond sale.

**Additional Information**

For additional information about the county, the bonds or the public sale, interested parties should contact the county clerk at the address shown below or the county's financial advisor, Marty Nohe, Kirkpatrick Pettis, One Ward Parkway, Suite 215, Kansas City, MO 64112, (816) 360-2275 or (816) 360-2770.

Miami County, Kansas  
 By Kathy Peckman, County Clerk  
 County Administrative Center  
 201 S. Pearl, S-102  
 Paola, KS 66071-1796  
 (913) 294-3976  
 Fax (913) 294-9544

Doc. No. 029941

Subject to the terms and conditions of the complete official notice of sale dated September 16, 2003, of the City of Wichita, Kansas, in connection with the city's herein-after described general obligation bonds of the city, electronic bids for the purchase of the bonds shall be received at the office of the Department of Finance, 12th Floor, City Hall, 455 N. Main, Wichita, Kansas, until 10:30 a.m. Tuesday, November 4, 2003. All bids shall be publicly read and tabulated on said date and at said time and place. The bids will be considered and the bonds will be awarded by the city council in the council chamber at City Hall, at their earliest convenience following the bid opening.

No oral or auction bid for the bonds shall be considered, and no bid for less than the entire principal amount of bonds shall be considered. Bids shall be electronically submitted through the PARITY Electronic Bid Submission System. To the extent any instruction or directions set forth in PARITY conflict with the official notice of sale, the terms of the official notice of sale shall control. The city shall not be responsible for any failure, misdirection or error in the means of transmission selected by any bidder. For further information about the electronic bidding services of PARITY, potential bidders may contact PARITY at 40 W. 23rd St., 5th Floor, New York, NY 10010, (212) 404-8102.

All bids must be received at the place and not later than the date and time herein specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, or in the form of a financial surety bond payable to the order of the city and meeting requirements therefor as set forth in the official notice of sale, and shall be in an amount equal to 2 percent of the principal amount of the bonds. Bidders may be required to be qualified in a manner established by the city before submitting a bid.

**Description of the Bonds**

The bonds will be issued, subject to the qualification set forth below, in the aggregate principal amount of \$52,500,000; shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount maturing in each year; shall bear a dated date of November 1, 2003; and shall mature serially on October 1 in each of the years and principal amounts as follows:

**Maturity Schedule - Series 2003B Bonds**

Principal Amount	Maturity Date
\$4,785,000	10/01/04
4,980,000	10/01/05

5,015,000	10/01/06
2,555,000	10/01/07
2,635,000	10/01/08
2,720,000	10/01/09
2,815,000	10/01/10
2,920,000	10/01/11
3,035,000	10/01/12
3,160,000	10/01/13
3,290,000	10/01/14
3,420,000	10/01/15
3,720,000	10/01/17
3,885,000	10/01/18

The city reserves the right, after proposals are opened and prior to award, to increase or reduce the principal amount of the bonds offered for sale. Any such increase or reduction will be made in multiples of \$5,000 in any of the maturities. In the event the principal amount of the bonds is increased or reduced, any premium offered or any discount taken by the successful bidder will be increased or reduced by a percentage equal to the percentage by which the principal amount of the bonds is increased or reduced.

The bonds shall bear interest at the rates specified by the successful bidder, and interest shall be payable semiannually on April 1 and October 1 of each year, commencing October 1, 2004.

#### Form of Bonds

The bonds will be issued in book-entry-only form.

#### Paying Agent and Bond Registrar;

#### Payment of Principal and Interest

JPMorgan Chase Bank, New York, New York, shall serve as bond registrar and paying agent for the bonds. The principal amount of and the interest on the bonds shall be paid by the paying agent from funds made available by the city by wire transfer of same day funds to Cede & Co., nominee for the Depository Trust Company, New York, New York (DTC). The transfer of principal and interest payments to the participants of DTC will be the responsibility of DTC, and the transfer of principal and interest payments to beneficial owners by participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. Reference is made to the official notice of sale for additional information regarding payment of principal and interest to owners of the bonds.

#### Redemption

Certain of the bonds are subject to redemption as set forth in the official notice of sale.

#### Delivery

The bonds shall be delivered at the expense of the city on or about November 20, 2003. As a condition to delivery, the successful bidders shall be required to deposit the bonds with DTC. Reference is made to the official notice of sale for additional information regarding delivery.

#### Legal Opinion

Hinkle Elkouri Law Firm L.L.C., Wichita, Kansas. All fees and expenses of bond counsel shall be paid by the city. Reference is made to the official notice of sale and

the city's preliminary official statement for additional information regarding legal matters.

#### Security

The bonds and the interest thereon constitute general obligations of the city, and the full faith, credit and resources of the city will be pledged to the payment thereof. Payment of the bonds and interest thereon is additionally secured by a pledge of certain sales tax revenues allocated to the city from a county-wide retailers' sales tax. Reference is made to the official notice of sale and the city's preliminary official statement for a further discussion of the security for the bonds.

#### Ratings

The city's outstanding general obligation bonds issued since 1975 have been rated by Moody's Investors Service, Inc. and by Standard & Poor's, a Division of the McGraw-Hill Companies. The most recent ratings given to the city's general obligation bonds (dated August 1, 2003) by such rating agencies were "Aa2" and "AA" respectively. The city has applied to both of said rating services for ratings on the bonds described herein.

#### Financial Matters

The city's equalized assessed tangible valuation for computation of bonded debt limitations is \$2,624,261,870. The total outstanding general obligation bonded indebtedness of the city, at November 1, 2003, will be \$394,673,382. This amount includes the within described bonds.

#### Official Statement

The city has authorized and directed preparation of a preliminary official statement in connection with the bonds herein described. Said preliminary official statement is in a form "deemed final" by the city for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Not later than seven business days after the date of the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without cost.

#### Continuing Disclosure

The city has adopted an ordinance establishing a master undertaking to provide ongoing disclosure concerning the city in connection with its general obligation bonds for the benefit of owners of the bonds, as required under Section (b)(5)(i) of Securities and Exchange Commission Rule 15c2-12. A copy of that ordinance is included as an appendix to the official statement.

#### Additional Information

Copies of the official notice of sale and preliminary official statement may be obtained from the city's Department of Finance, City Hall, 12th Floor, 455 N. Main, Wichita, KS 67202-1679 (Kristi McMinnville, Debt Coordinator, 316-268-4143), or online at [www.onlinemuni.com](http://www.onlinemuni.com).

City of Wichita, Kansas  
by Karen Schofield, City Clerk

<sup>1</sup> Approximate Amount.

State of Kansas

**Office of Judicial Administration  
Court of Appeals Docket**

**Kansas Court of Appeals  
Wyandotte County Courthouse  
Division 17  
710 N. 7th St., 3rd Floor  
Kansas City, Kansas**

**Before Marquardt, P.J.; Lewis, J.; and Larson, S.J.**

**Wednesday, October 22, 2003**

**1:30 p.m.**

Case No. / Case Name	Attorneys	Jurisdiction
<b>89,190</b> State of Kansas, Appellee v. Johnnie Crowder, Appellant	Attorney General Bridget Schell, Asst. D.A. Sandra Carr, Asst. A.D.	Wyandotte
<b>89,192</b> State of Kansas, Appellee v. Natalie Rush-Jones, Appellant	Attorney General John Shirley, C.A. Steven R. Zinn, Deputy A.D.	Scott
<b>89,375</b> State of Kansas, Appellee v. Kevin L. Hanmont, Appellant	Attorney General Gerald R. Kuckelman, C.A. Matthew J. Edge, Asst. A.D.	Atchison
<b>89,014</b> State of Kansas, Appellee v. Nathaniel Lee Thomas, Appellant	Attorney General Steven J. Obermeier, Asst. D.A. Theresa L. Barr, Asst. A.D.	Johnson
<b>86,030</b> State of Kansas, Appellee v. Carl Bauman, Appellant	Attorney General Robyn Johnson, C.A. Edward G. Collister, Jr.	Doniphan

**Thursday, October 23, 2003**

**9:00 a.m.**

Case No. / Case Name	Attorneys	Jurisdiction
<b>89,211</b> State of Kansas, Appellee v. Robert A. Dubois, Appellant	Attorney General Tristram W. Hunt, Asst. D.A. Jessica J. Travis Carl E. Cornwell	Wyandotte
<b>89,296</b> William R. Southerland and Lois R. Southerland and WRS, Inc., Appellants v. Frank F. Pacinelli and Susan M. Pacinelli, Lynn E. Keys and Deborah A. Keys, Robin Nance and Glenna Nance, and R. Lane Boyter and Jacque L. Boyter, Appellees	Douglas J. Patterson Timothy J. Sear Ron Bodinson	Johnson
<b>90,518</b> State of Kansas, Appellant v. David Bazzle, Appellee	Attorney General Richard G. Guinn, Asst. D.A. Tyler Garretson	Johnson
<b>89,508</b> State of Kansas, Appellee v. Charles Ray Brooks, Appellant	Attorney General Robbin L. Wasson, Asst. D.A. Rick Kittel, Asst. A.D.	Wyandotte
<b>90,250</b> Jeffrey Wade Hubbard, Appellant v. Restoration & Waterproofing Contractors, Inc., Appellee	David O. Alegria Rick E. Bailey	Wyandotte

1:30 p.m.

<p><b>90,089</b>                  State of Kansas, Appellee                  v.                  Christopher Chukes, Appellee                  Adams Bonding Company                  and                  National American Insurance Company, Appellants</p>	<p>Attorney General                  Steven J. Obermeier, Asst. D.A.                  Robert E. McRorey</p>	<p>Johnson</p>
<p><b>87,789</b>                  State of Kansas, Appellee                  v.                  Calvin R. Cofield, Appellant</p>	<p>Attorney General                  Steven J. Obermeier, Asst. D.A.                  Jessica R. Kunen</p>	<p>Johnson</p>
<p><b>89,893/90,248</b>                  James E. Kiley, Jr., Appellant                  v.                  Petsmart, Inc., Appellee</p>	<p>James E. Kiley, Jr.                  Michael J. Abrams</p>	<p>Johnson</p>
<p><b>90,266</b>                  Roger Handy, Appellant                  v.                  William O. Reed, M.D., Appellee</p>	<p>M. Warren McCamish                  Michael B. Lowe</p>	<p>Wyandotte</p>
<p><b>89,694</b>                  In re Receivership of Permanente Medical Group of Mid-America, P.A.                   Dr. Herbert J. Waxman, Petitioner, Appellant</p>	<p>James M. Kirkland                  James L. Moeller                  Ronald L. Gold                  Phillip C. Rouse</p>	<p>Johnson</p>

**Summary Calendar — No Oral Argument**

Case No. / Case Name	Attorneys	Jurisdiction
<p><b>90,594</b>                  Joseph C. Verstynen II, Appellant                  v.                  Jay Shelton, In his Individual and Official Capacity as Warden of Norton Correctional Facility, and Charles Simmons, In his Individual and Official Capacity as Secretary of Corrections, and any Designees, also et al., Appellees</p>	<p>Paula D. Hofaker                  Robert Wasinger</p>	<p>Norton</p>
<p><b>90,451</b>                  In the Matter of the Estate of Mark P. Collor, Deceased</p>	<p>Charles E. Hammond                  Clarence R. Wietharn</p>	<p>Johnson</p>
<p><b>90,013</b>                  Vickie Williams, Appellee                  v.                  Robert Quarles III, Appellant</p>	<p>Jeffery A. Sutton</p>	<p>Wyandotte</p>
<p><b>89,097</b>                  State of Kansas, Appellee                  v.                  Randy Dyke, Sr., Appellant</p>	<p>Attorney General                  Bradley R. Burke, Asst. D.A.                  Mary Curtis, Asst. A.D.</p>	<p>Douglas</p>
<p><b>90,285</b>                  William R. Holt, Appellant                  v.                  David R. McKune, et al., Appellees</p>	<p>Michael G. Highland                  Kenneth Smith</p>	<p>Leavenworth</p>
<p><b>89,525</b>                  State of Kansas, Appellee                  v.                  Mark Sparks, Appellant</p>	<p>Attorney General                  Steven J. Obermeier, Asst. D.A.                  Korey A. Kaul, Asst. A.D.</p>	<p>Johnson</p>
<p><b>90,352</b>                  In the Interest of C.M., C.M., Minor Children Under 18 Years of Age</p>	<p>Patrick S. Bishop                  Mark A. Ward                  Terri Johnson, C.A.</p>	<p>Bourbon</p>

*(continued)*

<b>90,277</b> In the Interest of W.M., A Minor Child Under the Age of 18 Years	Mark A. Ward Valorie R. Leblanc, Asst. C.A.	Bourbon
<b>89,784</b> State of Kansas, Appellee v. Demetrius L. Floyd, Appellant	David R. Gilman	Leavenworth
<b>90,474</b> Thomas Woodberry, #33967, Appellant v. David R. McKune, et al., Appellees	Michael G. Highland Kenneth Smith	Leavenworth
<b>90,477</b> Dennis E. Deere, Appellant v. Rodrigo Vega, Appellee	William J. Pauzauskie Randy M. Crawford	Wyandotte
<b>90,080</b> Everardo Carrizales, Appellee v. Winsteads Restaurant, and Winsteads & Waids Company, Appellants	C. Albert Herdoiza Mark E. Kolich	Work Comp.
<b>89,783</b> State of Kansas, Appellee v. Julie D. Banks, Appellant	Attorney General Joshua Allen, Asst. D.A. David R. Gilman	Wyandotte
<b>90,331</b> State of Kansas, Appellee v. Larry Gelso, Appellant	Attorney General James L. Spies, Asst. D.A. Thomas R. Telthorst	Wyandotte
<b>90,466</b> Richard Skelly, #45791, Appellant v. Charles Simmons, et al., Appellees	Michael G. Highland Kenneth Smith	Leavenworth

**Kansas Court of Appeals  
Court of Appeals Courtroom  
Kansas Judicial Center  
301 S.W. 10th Ave., Topeka, Kansas  
Before Pierron, P.J.; Greene, J.; and Robert G. Jones, S.J.  
Wednesday, October 22, 2003  
9:00 a.m.**

Case No. / Case Name	Attorneys	Jurisdiction
<b>89,441</b> State of Kansas, Appellee v. Dawn Glassburn-Hoesli, Appellant	Attorney General Rick A. Fleming, Special Asst. A.G. Randall L. Hodgkinson, Asst. A.D.	Saline
<b>89,345</b> State of Kansas, Appellee v. Robert E. Snover, Appellant	Attorney General Brandon L. Jones, Asst. C.A. Michelle Davis, Asst. A.D.	Franklin
<b>90,209</b> In the Matter of the Estate of Sandra Jo Steward, Deceased	Dennis A. White Michael A. Ireland	Jackson
<b>90,079</b> Douglas County Bank, Appellee v. James R. Ellena, and Autoplex Used Cars, Inc., Appellants	Bruce J. Woner Donald E. Bucher	Douglas
<b>90,035</b> In the Matter of the Adoption of Baby C, Minor Male	Bret D. Landrith Austin K. Vincent	Shawnee

1:30 p.m.

<p><b>88,992</b> Kevin T. Wilson, Appellant v. State of Kansas, Appellee</p>	<p>Sam S. Kepfield Attorney General Ellen H. Mitchell, C.A.</p>	<p>Saline</p>
<p><b>89,241</b> State of Kansas, Appellee v. Damian Vontress, Appellant</p>	<p>Attorney General Ellen H. Mitchell, C.A. Charles A. O'Hara</p>	<p>Saline</p>
<p><b>89,610</b> State of Kansas, Appellee v. Charles R. Shelton, Appellant</p>	<p>Attorney General Bobby J. Hiebert, Jr., Asst. C.A. Peter Maharry, Asst. A.D.</p>	<p>Saline</p>
<p><b>90,083</b> State of Kansas, Appellee v. David Cameron, Appellant</p>	<p>Attorney General Bobby J. Hiebert, Jr., Asst. C.A. Allen B. Angst</p>	<p>Saline</p>
<p><b>90,387/90,388</b> State of Kansas, Appellee v. Juana Stabler, Appellant</p>	<p>Attorney General Tony Cruz, Asst. C.A. Kip Elliott</p>	<p>Geary</p>

Thursday, October 23, 2003

9:00 a.m.

Case No. / Case Name	Attorneys	Jurisdiction
<p><b>88,866</b> State of Kansas, Appellee v. Eric Darnell Swopes, Appellant</p>	<p>Attorney General Robert D. Hecht, D.A. Michael Jackson</p>	<p>Shawnee</p>
<p><b>89,630</b> State of Kansas, Appellee v. Jackie Cain, Appellant</p>	<p>Attorney General Jim A. Vanderbilt, C.A. Reid T. Nelson, Capital &amp; Conflicts A.D.</p>	<p>Jefferson</p>
<p><b>89,824</b> Thomas and Nelda Rolfe, d/b/a Holton Bowling Center, Appellees v. Jackson County, Kansas, Board of County Commissioners; Appellant and Joseph L. Kennedy, Zoning Administrator</p>	<p>Ira Dennis Hawver Justice B. King</p>	<p>Jackson</p>
<p><b>90,334</b> Prairie Independent Living Resource Center Incorporated, Appellant v. State of Kansas, Department of Administration, Joyce H. Glasscock, Acting Secretary of Administration, and Anthony A. Fadale, Kansas State ADA Coordinator, Appellees</p>	<p>David P. Calvert Scott M. Gates</p>	<p>Shawnee</p>
<p><b>89,003</b> State of Kansas, Appellee v. Justin D. Elnicki, Appellant</p>	<p>Attorney General Robert D. Hecht, D.A. Patrick H. Dunn, Asst. A.D.</p>	<p>Shawnee</p>

(continued)

## Summary Calendar — No Oral Argument

Case No. / Case Name	Attorneys	Jurisdiction
<b>90,200</b> Terry D. McIntyre, Appellant v. James E. Rumsey, Appellee	Terry D. McIntyre, #71632, Pro Se James E. Rumsey	Douglas
<b>89,669</b> Cruz Garibaldi, Jr., Appellant v. State of Kansas, Appellee	Reid T. Nelson, Capital A.D. Attorney General Stacy Lynn Cuning, Asst. C.A.	Saline
<b>89,906</b> James Lee Lister, Appellant v. State of Kansas, Appellee	Reid T. Nelson, Capital A.D. Attorney General Ellen Mitchell, C.A.	Saline
<b>89,860</b> Robert Sterling Bradley, Appellant v. State of Kansas, Appellee	Korey A. Kaul, Asst. A.D. Attorney General Rod Ludwig, C.A.	Mitchell
<b>89,447</b> State of Kansas, Appellee v. John Ypma, II, Appellant	Attorney General Douglas P. Witteman, C.A. James R. Campbell	Coffey
<b>90,000</b> Patrick C. Lynn, Appellant v. Charles Simmons and Kansas Dept. of Corrections, Appellees	Patrick C. Lynn, #423542, Pro Se Linden G. Appel	Shawnee
<b>88,982</b> State of Kansas, Appellee v. Angelique L. Lashwood, Appellant	Attorney General Bradley R. Burke, Asst. D.A. Paige A. Nichols	Douglas
<b>88,737</b> Darwin Gene Damewood, Appellant v. State of Kansas, Appellee	Peter Maharry, Asst. A.D. Attorney General Robert C. Claus, Asst. C.A.	Jefferson
<b>89,633</b> In the Matter of the Care and Treatment of Christopher V. Straith	William R. McQuillan Lee J. Davidson, Asst. A.G.	Brown
<b>89,921</b> State of Kansas, Appellant v. Troy Allen Kralik, Appellee	Attorney General Joe Shepack, C.A. Mike Sheahon	Ellsworth
<b>89,535</b> State of Kansas, Appellee v. Bobby Williams, Appellant	Attorney General Daryl E. Hawkins, Asst. C.A. Peter Maharry, Asst. A.D.	Dickinson
<b>90,512</b> State of Kansas, Appellant v. Erick Duane Franklin, Appellee	Attorney General Vernon E. Buck, Asst. C.A. Don C. Krueger	Lyon
<b>89,732</b> City of Salina, Kansas, Appellant v. Christina Dawn Mar, Appellee	Jennifer L. Wyatt Julie McKenna	Saline
<b>89,907</b> Orlandis M. Turner, Appellant v. State of Kansas, Appellee	Allen B. Angst Attorney General Ellen H. Mitchell, C.A.	Saline
<b>89,858</b> State of Kansas, Appellee v. Timothy Joe James, Appellant	Attorney General Bradley R. Burke, Asst. D.A. Charles E. Branson	Douglas

**Kansas Court of Appeals  
Sedgwick County Courthouse  
Courtroom 11-1  
525 N. Main  
Wichita, Kansas**

**Before Elliott, P.J.; Malone, J.; and Ron Rogg, S.J.**

**Wednesday, October 22, 2003**

**9:00 a.m.**

Case No. / Case Name	Attorneys	Jurisdiction
<b>90,189</b> Avien Corporation, Bagwell #1 Family Limited Partnership, Devore Enterprises, KNG-Central, LLC and Slawson Exploration Company, Inc., Appellants v. First National Oil, Inc., Michael J. Bennett, Greg Golladay and Judith L. Hopkins, Appellees	J. Scott Pohl Lee Thompson	Sedgwick
<b>90,292</b> Billy McPherson, Appellant v. Timothy Atkinson, Appellee and Enterprise Rent-A-Car., Inc.; Enterprise Leasing Company- Southwest; Fireman's Fund Risk Management Services; Fireman's Fund Insurance Co., Appellees and Allstate Insurance Company, Appellee	Randy S. Stalcup Steve R. Fabert	Sedgwick
<b>89,498</b> State of Kansas, Appellee v. Troy A. Percival, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Carl F.A. Maughan	Sedgwick
<b>90,568</b> State of Kansas, Appellant v. April M. Hayes, Appellee	Attorney General Brian R. Sherwood, Asst. C.A. Mickey Carl Mooreman, Deputy P.D. Clay Hummer, Asst. P.D.	Finney
<b>90,238</b> In the Interest of C.M., C.M., and C.M., Minor Children	Richard A. Macias Karen S. Smart, Asst. D.A. Sara J. Sargent, Amicus Curiae	Reno
<b>1:30 p.m.</b>		
<b>89,393</b> State of Kansas, Appellee v. Tim A. Ballew, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Kathryn B. Wall, Asst. A.D.	Sedgwick
<b>89,368</b> State of Kansas, Appellee v. Damon R. Folley, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Sedgwick
<b>89,850</b> Anthony Vondracek, Charles Vondracek, Francis Vondracek, Frank Vondracek, Marie Vondracek, and Vondracek Brothers, Appellants v. Mid-State Co-Op, Inc., Appellee	Brock R. McPherson Richard A. Benjes	Rush
<b>89,291/89,800</b> In the Matter of the Guardianship and Conservatorship of Eilt A. Miller	Brock R. McPherson Greg L. Bauer	Barton

(continued)

<b>90,084</b> Scott Douglas Reeves, Appellee v. State of Kansas, Appellant	Jack W. Shultz Attorney General Julie A. Funk, Asst. C.A.	Ford
<b>Thursday, October 23, 2003</b> <b>9:00 a.m.</b>		
<b>Case No. / Case Name</b>	<b>Attorneys</b>	<b>Jurisdiction</b>
<b>89,925</b> Homer Morgan, Appellant v. City of Wichita, Kansas, Appellee	Robert W. Kaplan Brian K. McLeod, Asst. C.A.	Sedgwick
<b>88,643</b> Brenda Werdann, Appellant/Cross-Appellee v. Mel Hamblton Ford, Inc., Appellee/Cross-Appellant and Kevin Hassouneh, Ford Motor Credit Company, and Billy M. Johnson	Barry L. Arbuckle Todd E. Shadid	Sedgwick
<b>90,429</b> In the Matter of the Marriage of Becky A. White, n/k/a Becky Bedore, Appellant v. Verlyn J. White, Appellee	Thomas C. Boone Daniel C. Walter	Phillips
<b>89,686</b> Shirley A. Buehler Revocable Trust, Shirley A. Buehler, Trustee, Appellant v. Steven D. Angle, d/b/a Angle Oil Company, and Citizens State Bank, Appellees	Don C. Staab Kenneth L. Cole	Trego

#### Summary Calendar — No Oral Argument

<b>Case No. / Case Name</b>	<b>Attorneys</b>	<b>Jurisdiction</b>
<b>89,131</b> Chester D. Smith, Appellant v. State of Kansas, Appellee	Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A.	Sedgwick
<b>89,041</b> George Raymond Spry, Appellant v. State of Kansas, Appellee	Stephen B. Plummer George Raymond Spry, #64661, Pro Se Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A.	Sedgwick
<b>90,019</b> State of Kansas, Appellee v. Mark Alan May, Appellant	Attorney General William R. Mott, C.A. Rick Kittel, Asst. A.D.	Sumner
<b>89,568</b> State of Kansas, Appellant v. James C. Wendler, Appellee	Attorney General Thomas R. Stanton, Deputy D.A. Randall L. Hodgkinson, Deputy A.D.	Reno
<b>89,460</b> State of Kansas, Appellee v. Trung Le, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Steve A. Hunting, Legal Intern Charles A. O'Hara	Sedgwick
<b>89,437</b> Clifford E. Hood, Appellant v. State of Kansas, Appellee	Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Charles L. Rutter, Asst. D.A.	Sedgwick

<b>90,592</b> In the Matter of the Paternity of Keith E. King and Cameron Wayne King, A Minor By and Through His Natural Father, Appellee and Robin Hirschler, Appellant	Tracy S. Lough Peter John Orsi II	Sedgwick
<b>89,646</b> State of Kansas, Appellee v. Darren S. Walling, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Charles L. Rutter, Asst. D.A. Sandra Carr, Asst. A.D.	Sedgwick
<b>89,566</b> In the Interest of M.N.H. DOB: 02/08/87 M.J.H. DOB: 07/13/88 J.A.H. DOB: 04/02/91 D.A.H. DOB: 11/03/95 Minor Children Under Eighteen Years of Age	Roger Batt Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A.	Sedgwick
<b>89,482</b> Tracy D. Harris, Appellant v. State of Kansas, Appellee	Patrick H. Dunn, Asst. A.D.	Cowley
<b>88,487</b> Michael Bonds, Appellant v. State of Kansas, Appellee	Stephen B. Plummer Michael L. Bonds, #50253, Pro Se Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A.	Sedgwick
<b>89,799</b> In the Matter of the Marriage of Renee Al-Mosrati, Appellant and Sultan Al-Mosrati, Appellee	Jennifer A. Wagle Elizabeth Lea Henry	Sedgwick
<b>88,918</b> State of Kansas, Appellee v. Robert Washington, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Sedgwick
<b>90,162</b> Telesforo Quezada, Appellant v. Jason C. Payne, Appellee	James S. Phillips, Jr. Sharon L. Dickgrafe	Sedgwick
<b>90,369</b> In the Interest of D.S.K., D.M.K., N.M.	Michael Lazzo Larry S. Vernon	Sedgwick
<b>89,959</b> Earl Lewis Gray, Appellant v. State of Kansas, Appellee	Michael P. Whalen Attorney General Debra S. Peterson, Asst. D.A. Sylvia Bribiesca, Legal Intern	Sedgwick

**Kansas Court of Appeals  
Old Sedgwick County Courthouse  
510 N. Main, 3rd Floor  
Wichita, Kansas**

**Before Rulon, C.J.; Green, J.; and Stephen D. Hill, D.J., assigned.**

**Wednesday, October 22, 2003**

**9:00 a.m.**

Case No. / Case Name	Attorneys	Jurisdiction
<b>88,897</b> State of Kansas, Appellee v. Earnest W. Overton, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A. Richard Ney	Sedgwick

*(continued)*

<b>89,687</b> Doris O. Stewart and the Estate of William Allen Stewart, By and Through its Administratrix, Deanna G. George, Appellees v. Hutchinson Hospital Corporation, Appellant	Matthew L. Bretz Kenneth E. Peirce	Reno
<b>88,560</b> State of Kansas, Appellee v. Elston H. Taylor, Jr. Appellant	Attorney General Debra S. Peterson, Asst. D.A. Boyd D. Isherwood, Asst. D.A. Patrick H. Dunn, Asst. A.D.	Sedgwick
<b>89,004</b> State of Kansas, Appellee v. Michael G. Greer, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Sedgwick
<b>88,966</b> State of Kansas, Appellee v. Gregory D. Polite, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Phonesyvanh Sounakehen, Legal Intern Nathan B. Webb, Asst. A.D.	Sedgwick
<b>1:30 p.m.</b>		
<b>89,609</b> State of Kansas, Appellee v. Chad Michael Rock, Appellant	Attorney General James R. Spring, C.A. Rick Kittel, Asst. A.D.	Cowley
<b>89,805</b> Mark A. Jacques, Appellant v. State of Kansas; Carla Stovall, Kansas Attorney General; Charles E. Simmons, Secretary, Kansas Department of Corrections; and Robert D. Hannigan, Warden, Hutchinson Correctional Facility, Appellees	Michael S. Holland Attorney General Debra S. Peterson, Asst. D.A. Matt J. Maloney, Asst. D.A.	Sedgwick
<b>90,088</b> City of Hutchinson, Appellee v. Timothy A. Minor, Appellant	Attorney General Michael C. Robinson Michael S. Holland II	Reno
<b>89,917</b> State of Kansas, Appellee v. Matthew S. Ward, Appellant	Attorney General David J. Basgall, Asst. C.A. Michael S. Holland II	Ellis
<b>88,903</b> State of Kansas, Appellee v. Charles Wedgeworth, Appellant	Attorney General Thomas R. Stanton, Deputy D.A. Paige A. Nichols	Reno

**Thursday, October 23, 2003****9:00 a.m.**

Case No. / Case Name	Attorneys	Jurisdiction
<b>89,844</b> Linda G. Smith, Appellee v. Rodolfo O. Almonte, M.D. Appellant.	Craig A. Shultz Stephen L. Brave	Sedgwick
<b>88,186</b> State of Kansas, Appellee v. Dale Dupree, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Carl Maughan	Sedgwick
<b>89,221</b> Lucille Barr, Appellant v. State of Kansas, Appellee	Randall E. Fisher Attorney General David E. Yoder, C.A.	Harvey

<p><b>90,237</b> True Heart Corporation, Appellant v. River City Auto Sales, Inc. and Old Republic Surety Company, Appellee</p>	<p>Gail A. Jensen Sean P. Hamer</p>	<p>Butler</p>
<p><b>90,293</b> Jesus Lozano, Appellee v. Excel Corporation, Appellant</p>	<p>Stanley R. Ausemus D. Shane Bangerter Stephen M. Kerwick</p>	<p>Reno</p>
<p><b>88,225</b> Craig M. Starnes, Appellant v. State of Kansas, Appellee</p>	<p>Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Matt J. Maloney, Asst. D.A.</p>	<p>Sedgwick</p>
<p><b>89,753</b> Darrell B. Bass, Appellant v. State of Kansas, Appellee</p>	<p>Korey A. Kaul, Asst. A.D. Attorney General Debra S. Peterson, Asst. D.A. Charles L. Rutter, Asst. D.A.</p>	<p>Sedgwick</p>
<p><b>89,814</b> Jerry Wayne Smith, Appellant v. State of Kansas, Appellee</p>	<p>Jerry Wayne Smith, Pro se Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A.</p>	<p>Sedgwick</p>

**Summary Calendar — No Oral Argument**

Case No. / Case Name	Attorneys	Jurisdiction
<p><b>90,058</b> Sandrine Lisk-Boydston, Appellant v. Darnell Boydston, Appellee</p>	<p>Sandrine Lisk-Anani Michael E. Cleary</p>	<p>Sedgwick</p>
<p><b>89,988</b> State of Kansas, Appellee v. Catherine Jurgens, Appellant</p>	<p>Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Douglas Adams, Jr.</p>	<p>Sedgwick</p>
<p><b>86,731</b> Jarvis T. Collins, Appellant v. State of Kansas, Appellee</p>	<p>Michael P. Whalen Attorney General Debra S. Peterson, Asst. D.A. Matt J. Maloney, Asst. D.A.</p>	<p>Sedgwick</p>
<p><b>90,326</b> Bernardo Martinez, Appellee v. Excel Corporation, Appellant</p>	<p>Stanley R. Ausemus Stephen M. Kerwick D. Shane Bangerter</p>	<p>Work Comp.</p>
<p><b>89,898</b> Robert J. Anderson III, Appellant v. State of Kansas, Appellee</p>	<p>Cory D. Riddle, Asst. A.D. Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A.</p>	<p>Sedgwick</p>
<p><b>88,470</b> State of Kansas, Appellee v. Randy H. Thrall, Appellant</p>	<p>Attorney General Debra S. Peterson, Asst. D.A. Gary W. Owens</p>	<p>Sedgwick</p>
<p><b>89,526</b> State of Kansas, Appellee v. Charles L. Schniepp, Appellant</p>	<p>Attorney General Larry D. Tittel, C.A. Michael S. Holland</p>	<p>Ness</p>
<p><b>88,962</b> Anthony D. Conley, Appellant v. State of Kansas, Appellee</p>	<p>Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A.</p>	<p>Sedgwick</p>

(continued)

**89,500**  
 State of Kansas, Appellee  
 v.  
 Billy J. Randle, Jr., Appellant

Attorney General  
 Debra S. Peterson, Asst. D.A.  
 Kristi L. Barton, Asst. D.A.  
 Michelle Davis, Asst. D.A.

Sedgwick

**90,015**  
 State of Kansas, Appellee  
 v.  
 Clifford A. Goldsmith, Appellant

Attorney General  
 Linda E. DeWitt for Larry Markle, Asst.  
 C.A.  
 Libby K. Snider, Asst. A.D.

Montgomery

**89,873**  
 Ernest Mitchell, Appellant  
 v.  
 Kansas Department of Revenue, Appellee

Leslie A. Hess  
 James G. Keller

Seward

**89,670**  
 State of Kansas, Appellee  
 v.  
 Dean E. Broadway, Appellant

Attorney General  
 Debra S. Peterson, Asst. D.A.  
 Boyd K. Isherwood, Asst. D.A.  
 Steven R. Zinn, Deputy A.D.

Sedgwick

Carol G. Green  
 Clerk of the Appellate Courts

Doc. No. 029897

(Published in the Kansas Register October 16, 2003.)

**City of Wichita, Kansas**

**Notice to Bidders**

The City of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67201, until 10 a.m. Friday, November 14, for the following project:

**(KDOT Project No. 87N-0225-01/472-83799 203329  
 (OCA Code 706863)  
 Paving**

Lincoln and McLean Intersection  
 (along McLean from 184 meters south of  
 Lincoln to 180 meters north of Lincoln)

Requests for the bid documents and plans should be directed to City Blue Print, (316) 265-6224, or to Marty Murphy, (316) 268-4488. Other questions should be directed to the respective design engineer at (316) 268-4501.

All bids received will thereafter be publicly opened, read aloud and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Pam Plank at (316) 268-4499 or Marty Murphy at (316) 268-4488 for extra sets of plans and specifications.

Marty Murphy  
 Administrative Aide  
 City of Wichita—Engineering

Doc. No. 029947

**State of Kansas**

**Department of Administration  
 Division of Purchases**

**Notice to Bidders**

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2377:

- |            |       |                                                    |
|------------|-------|----------------------------------------------------|
| 10/27/2003 | 06745 | Household Hazardous Waste Training                 |
| 10/29/2003 | 06747 | F/I Multimedia A/V Equipment                       |
| 10/29/2003 | 06755 | Denim                                              |
| 10/29/2003 | 06758 | BDU Components — Various Locations                 |
| 11/04/2003 | 06757 | Abandoned Mine Land Project — Maintenance Contract |
| 11/07/2003 | 06728 | Printing Services                                  |
| 11/07/2003 | 06756 | Media Campaign                                     |

The above referenced bid documents can be downloaded at the following Web site:

<http://da.state.ks.us/purch/rfq/>

Additional files may be located at the following Web site (please monitor this Web site on a regular basis for any changes/addenda):

<http://da.state.ks.us/purch/adds/default/htm>

The following bid documents may be obtained by calling (785) 296-8899:

- |            |           |                                                  |
|------------|-----------|--------------------------------------------------|
| 10/29/2003 | A-9696    | Rebuild Wheatland Compressors — Wheatland Rehab. |
| 11/05/2003 | A-9702    | Replace Standby Generator — Power Plant          |
| 11/12/2003 | A-9373(B) | Technology & Communications — KU Edwards Campus  |

Keith Meyers  
 Director of Purchases

Doc. No. 029949

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding an air quality construction permit. The air emission source listed below applied for an air quality construction permit seeking operational restrictions pursuant to K.A.R. 28-19-302(b). The restrictions will limit the individual hazardous air pollutant's (HAP) potential-to-emit and combined hazardous air pollutants' (HAPs) potential-to-emit to below the thresholds that would cause the facility to be subject to 40 CFR Part 63, Subpart HH and volatile organic compounds (VOCs) to below the thresholds that would cause the facility to be subject to the Title V operating permit program. The permit is available for public review to ensure that these reductions are federally enforceable.

Pioneer Exploration, Ltd., Harper, owns and operates the Spivey gas plant located at Section 5, Township 31 South, Range 8 West, Harper County. The source has a glycol dehydrator that will exhaust to control equipment or be subject to other limitations whenever operating.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; or at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office; or David Butler, (316) 337-6020, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Connie Carreno at the KDHE central office, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business November 17.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno not later than the close of business November 17 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 029934

## State of Kansas

Department of Health  
and Environment

## Notice of Available Grant Funding

Grant funds are available in a competitive, independently reviewed process from the HIV/STD Section for targeted HIV prevention to populations at risk for HIV infection, enhanced HIV counseling and testing, and Ryan White Title II case management in nine HIV/STD service planning regions in Kansas. The purpose of these funds, provided by Centers for Disease Control and Prevention (CDC) and Health Resources Services Administration (HRSA), is to: (1) provide behavioral science-based prevention interventions to populations prioritized by the CDC and the Kansas HIV Prevention Community Planning Group (nine to eleven regional grants are anticipated ranging from \$40,000 to \$185,000); (2) provide HIV counseling and testing enhancement grants incorporating alternative testing technologies for outreach testing to populations at risk for HIV (CDC) (five grants are anticipated for \$10,000 each); and (3) provide Ryan White case management/prevention case management for HIV positive individuals (HRSA) (nine grants are anticipated ranging from \$35,000 to \$180,000 dependent upon formula determinations indicated in the RFPs for each region).

**Eligibility**

County health departments and not-for-profit community-based organizations (CBOs) within the nine HIV/STD planning regions of the state with the capacity to reach and serve populations at risk for HIV infection and/or capable of providing case management services for HIV positive individuals are eligible to apply. Demonstrated collaboration between CBOs and local units of government will be required for applications, which may include subcontracts, and work plans demonstrating the ability of the collaborative applications to reach and provide services to the populations indicated. Community-based organizations will serve as the lead organizations for collaboration grants under (1) above. Both CBOs and local units of government can apply for the HIV testing applications and Ryan White case management grants indicated under (2) and (3) above.

A letter of intent to apply must be postmarked by October 30 to be eligible for application. Grant applications and supporting materials will be available October 24. Grant applications can be obtained online at <http://www.kdhe.state.ks.us/hiv-std/> or by contacting the HIV/STD Section at (785) 296-6173. HIV/STD planning region information and program information also can be obtained by accessing this Web site. Final applications must be received by the close of business December 15. No applications will be accepted after that date.

Technical support meetings to assist in the application process will be held November 4 in Wichita and November 12 in Topeka. All eligible applicants are urged to attend. Location and time information will be provided to applicants submitting letters of intent. Letters of intent should include agency name, contact person, address,

(continued)

phone number, e-mail address, fax number and application types (of the three indicated above) that an agency intends to apply for. Letters of intent should be sent to the Kansas Department of Health and Environment, HIV/STD Section/Competitive RFP, 1000 S.W. Jackson, Suite 210, Topeka, 66612-1274.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 029943

#### State of Kansas

### Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Health and Environmental Laboratories, Environmental Laboratory Improvement Program Office, will conduct a public hearing at 10 a.m. Thursday, December 18, in Conference Room A at the Kansas Department of Health and Environment, Division of Health and Environmental Laboratories, Forbes Field, Building 740, Topeka, to consider proposed amendments to Kansas administrative regulations K.A.R. 28-15-35 and K.A.R. 28-15-36. A summary of the regulations and the economic impact follows:

**K.A.R. 28-15-35.** This regulation outlines the conditions for environmental laboratory accreditation. The amendments to this regulation are designed to comply with the following:

- (1) Federal regulations for laboratories conducting environmental testing;
- (2) the National Environmental Laboratory Accreditation Conference (NELAC); and
- (3) state requirements for laboratory certification when monitoring under the state's drinking water program, the wastewater program, and the Resource Conservation and Recovery Act (RCRA) programs.

**K.A.R. 28-15-36.** This regulation outlines the minimum requirements for approval of environmental laboratories. These requirements are listed in a manual, "Standards for accreditation of environmental laboratories, including appendix A" September 2003, published by the department. The amendment to this regulation is designed to help assure the quality of analytical data submitted to the Kansas Department of Health and Environment, and data submitted by Kansas accredited laboratories to other state agencies/departments and federal agencies/departments (EPA/DOD).

There will be no economic impact to the state. The environmental laboratories bear the cost of accreditation through payment of fees. No changes have been made to the fee structure for laboratories since 1994.

The time period between the publication of this notice and the scheduled hearing constitutes a 60-day public comment period for the purpose of receiving written public comments on the proposed regulatory action. All interested parties may submit written comments prior to

the hearing to Dr. Duane Boline, Kansas Department of Health and Environment, Division of Health and Environmental Laboratories, Laboratory Improvement Program Office, Forbes Field, Building 740, Topeka, 66620-0001. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the hearing, as well as to submit their written comments at that time. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the proposed amendments and the economic impact statement may be obtained by contacting Maren Farr, Laboratory Improvement Program Office, at (785) 296-3811. The draft regulations are available on the KDHE Internet home page at <http://www.kdhe.state.ks.us/envlab/index.html>. The draft regulations also are available via e-mail. E-mail requests should be sent to Maren Farr at [mfarr@kdhe.state.ks.us](mailto:mfarr@kdhe.state.ks.us).

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed amendments and the economic impact statement in an accessible format. Request for accommodation should be made at least five working days in advance of the hearing by contacting Maren Farr.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 029935

#### State of Kansas

### Department of Health and Environment

#### Notice Concerning Kansas Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges described below.

The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a State Water Pollution Control Permit and National Pollutant Discharge Elimination System Authorization subject to certain conditions.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

**Public Notice No. KS-AG-03-256/266  
Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Kevin Benfer 244 2nd Road Longford, KS 67458	N/2 of Section 32, T10S, R01E, Clay County	Smoky Hill River Basin

Kansas Permit No. A-SHCY-S010

This is a permit renewal for an existing operation. The capacity of the operation is for a maximum of 972 head of swine weighing greater than 55 pounds [388.8 animal units (a.u.)], 620 head of swine weighing less than 55 pounds (62 a.u.) and 150 head of cattle weighing less than 700 pounds (75 a.u.), for a total of 1,742 head (525.8 a.u.) of swine and cattle.

The previous permit did not accurately describe all the units and the maximum capacity of the site. The modifications approved in 1992 included the addition of three units. The last expansion of the facility occurred in 1995 with the addition of the finisher unit. The capacities and building descriptions were not updated to reflect what was built in the permit issued in March of 1998. There are no proposed modifications or expansions planned for the swine portion of the operation.

The open lots utilized for cattle also were not included in the previous permit, and the cattle pens have a significant water pollution potential. A schedule of compliance is included in the permit requiring adequate water pollution facilities for the cattle. Interim measures to address the pollution potential from the cattle facilities include limited lot use (less than three months a year) and the use of hay bale structures for sedimentation and filtration of runoff. Construction of permanent controls are required within three years of the effective date of the permit.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Whenever the cattle open lots are in use, interim pollution control measures shall be implemented to address the pollution potential from the cattle facilities. This includes limited lot use (less than three months of use per year) and the use of large hay bale structures for sedimentation and filtration of runoff (or written KDHE approval of equivalent treatment).

The facility shall provide complete design plans, specifications and permit application for water pollution controls for the open cattle pens. This information shall be sent to the department within 12 months (one year) of the effective date of the permit.

The facility shall initiate construction of approved water pollution controls for the open cattle pens within 24 months (two years) of the effective date of the permit.

The facility shall complete construction of approved water pollution controls for the open cattle pens within 36 months (three years) of the effective date of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
LeRoy Evert Farm Inc. 6045 Road 14 Goodland, KS 67735-9027	S/2 of Section 08, T09S, R40W, Sherman County	Upper Republican River Basin

Kansas Permit No. A-URSH-S005

This is a renewal permit for an existing facility for 400 head (160 animal units) of swine weighing more than 55 pounds.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18a-12 and 19.

Name and Address of Applicant	Legal Description	Receiving Water
Goddard Feedlot 2869 A 170th Ave. Penokee, KS 67659	SE/4 of Section 31, T07S, R24W, Graham County	Solomon River Basin

Kansas Permit No. A-SOGH-B001

This is a permit renewal for an existing facility for 500 head (500 animal units) of cattle weighing greater than 700 pounds.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

A water level measurement device (such as a staff gauge) shall be installed in the wastewater retention structure within six months of the effective date of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
McClain Brothers 70245 T Road Republican City, NE 68971-7157	NE/4 of Section 06, T01S, R17W, Phillips County	Upper Republican River Basin

Kansas Permit No. A-URPL-B006

This is a new permit for a new facility for 990 head (495 animal units) of beef cattle weighing less than 700 pounds each.

Permeability tests shall be conducted on the earthen wastewater retention structure(s). Permeability tests shall be completed after the soil liner(s) have been compacted and prior to placing the earthen wastewater retention structure(s) into service.

Dewatering equipment shall be obtained through purchase, rental or custom application agreement prior to placing the wastewater retention structure(s) into service. Written verification of the acquisition of the equipment shall be submitted to the department.

All new water supply wells for the facility shall be located at least 100 feet from all pens, alleys, sediment basin and lagoon.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

Name and Address of Applicant	Legal Description	Receiving Water
Garry Roberts Route 3, Box 90 Quinter, KS 67752	NE/4 of Section 31, T10S, R26W, Sheridan County	Saline River Basin

Kansas Permit No. A-SASD-B008

This is a renewal permit for an existing facility for a maximum of 500 head (500 animal units) of beef cattle weighing more than 700 pounds.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the five-year permit cycle.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

The following activities shall be completed on or before December 1, 2003: (1) installation of the drain pipe between the sediment basin and earthen retention structure in accordance with the approved design plans; (2) construction of the berm across the west end of the existing sediment basin; (3) removal of all trees inside and within 100 feet of the lagoon liner; (4) repair of the lagoon liner; and (5) performance of a permeability test within one of the repaired areas of the lagoon liner.

(continued)

Name and Address of Applicant	Legal Description	Receiving Water
Romine & George Hogs Route 1, Box 108 Great Bend, KS 67530	SW/4 of Section 32, T19S, R14W, Barton County	Upper Arkansas River Basin

Kansas Permit No. A-UABT-S004

This is a permit renewal for a permitted swine operation that is being combined with a certified cattle feeding operation. The total animal capacity of the two operations is 600 head (240 animal units) of swine weighing greater than 55 pounds each and 450 head (225 animal units) of cattle weighing 700 pounds or less, giving a total capacity of 465 animal units.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the five-year permit cycle.

Wastewater from the swine operation will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity for the swine operation is provided that meets or exceeds KDHE minimum requirements.

Wastewater from the cattle operation will be dispersed onto a cropland buffer infiltration area for beneficial use. The cropland buffer infiltration area is provided to reduce the cattle facility's pollution potential to a nonsignificant level.

The manure/waste management plan approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Russell Livestock Commission Co. 720 S. Fossil Russell, KS 67665	SE/4 of Section 34, T13S, R14W, Russell County	Smoky Hill River Basin

Kansas Permit No. A-SHRS-BD01

This is a renewal permit for an existing facility with an average sales capacity of 151 head per day (151 animal units) of beef cattle weighing greater than 700 pounds. The sale barn animal capacity has been reduced from 750 head (750 animal units) to 151 head (151 animal units) of cattle weighing greater than 700 pounds pursuant to K.S.A. 171d(c)(3) as amended by Senate Bill No. 131.

Wastewater will be dispersed onto a dedicated grass filter area for beneficial use. A wastewater detention structure and infiltration areas are provided to reduce the facility's pollution potential to a nonsignificant level. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

Name and Address of Applicant	Legal Description	Receiving Water
Leland Schrock 916 E. Red Rock Road Hutchinson, KS 67501	SE/4 of Section 19, T24S, R05W, Reno County	Lower Arkansas River Basin

Kansas Permit No. A-ARRN-M047

This is a new permit for a new facility for 40 head (56 animal units) of mature dairy cattle. The dairy barn and the house drain to one wastewater lagoon.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the five-year permit cycle.

Permeability tests shall be conducted on the earthen wastewater retention structure(s). Permeability tests shall be completed within six months of the effective date of the permit.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Vernon Strutt 2825 F Road Woodston, KS 67675	NW/4 of Section 34, T06S, R16W, Rooks County	Solomon River Basin

Kansas Permit No. A-SORO-B007

This is a new permit for a new facility for 800 head (400 animal units) of cattle weighing 700 pounds or less.

Permeability tests shall be conducted on the earthen wastewater retention structure(s). Permeability tests shall be completed after the soil liner(s) have been compacted and prior to placing the earthen wastewater retention structure(s) into service.

Dewatering equipment shall be obtained through purchase, rental or custom application agreement prior to placing the wastewater retention structure(s) into service. Written verification of the acquisition of the equipment shall be submitted to the department.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

All feeding activities in the existing pens shall be discontinued upon completion of the proposed construction and the bunks and fencing shall be removed within six months thereafter.

Name and Address of Applicant	Legal Description	Receiving Water
W & S Ranch Inc. Route 3, Box 1A Smith Center, KS 66967	NW/4 of Section 25, T03S, R13W, Smith County	Solomon River Basin

Kansas Permit No. A-SOSM-B012

This is a renewal permit for an existing facility for 700 head (700 animal units) of beef cattle weighing greater than 700 pounds.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the five-year permit cycle.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

Within six months from the effective date of the permit the existing staff gauge shall be modified to reflect the start pump elevation in the permit or a new staff gauge shall be installed. The staff gauge shall extend from the top of berm elevation of the retention structure to the bottom of the retention structure.

Name and Address of Applicant	Legal Description	Receiving Water
Pratt Feeders, LLC P.O. Box 945 Pratt, KS 67124-0945	E/2 of Section 08, W/2 of Section 09, NW/4 of Section 16, & NE/4 of Section 17, T27S, R13W, Pratt County	Arkansas River Basin

Kansas Permit No. A-ARPR-C001 Federal Permit No. KS0036374

This is a renewal permit for an existing facility with a pen density increase. The number of head contained in the existing pens will go from 34,000 head (34,000 animal units) to 40,000 head (40,000 animal units) of beef cattle greater than 700 pounds. There will be no new construction.

Permeability tests shall be conducted on the following earthen wastewater retention structure(s): Lagoons 1, 2, 3, 4, 5 and 6. Permeability tests shall be completed within 12 months of the effective date of the permit.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/

waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

**Public Notice No. KS-03-144/150**

Name and Address of Applicant	Waterway	Type of Discharge
Cherokee, City of P.O. Box 201 Cherokee, KS 66724	Lightning Creek via Limestone Creek via Wolf Creek	Treated Domestic Wastewater

Kansas Permit No. M-NE12-0001 Federal Permit No. KS0081230  
Legal: SW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>, S13, T31S, R23E, Crawford County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Annual monitoring of ammonia and fecal coliform also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Dwight, City of P.O. Box 157 Dwight, KS 66849	Laird's Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE20-0001 Federal Permit No. KS0051675  
Legal: NW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>, S13, T14S, R7E, Morris County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Annual monitoring of ammonia and fecal coliform also will be required. Included in the permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with the permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
McCune, City of P.O. Box 87 McCune, KS 66753	Lightning Creek via Mulberry Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE47-0001 Federal Permit No. KS0021393  
Legal: SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, S9, T31S R22E, Crawford County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Annual monitoring of ammonia and fecal coliform also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Parsons, City of P.O. Box 1037 Parsons, KS 67357	Neosho River via Labette Creek	Treated Domestic Wastewater

Kansas Permit No. M-NE55-0001 Federal Permit No. KS0036722  
Legal: S<sup>1</sup>/<sub>2</sub>, SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, S29, T31S, R20E, Labette County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility is a mechanical treatment plant consisting of primary clarification, primary and secondary trickling filters, and intermediate and final clarification. Sludge is processed through primary and secondary digesters and stored in a holding tank until disposal. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The proposed permit includes limits for biochemical oxygen demand, total suspended solids,

ammonia, fecal coliform, total residual chlorine, dissolved oxygen and pH. Monitoring of total phosphorus, nitrate, nitrite, total Kjeldahl nitrogen and effluent flow also will be required. In addition, the permittee is required to conduct a chronic whole effluent toxicity test quarterly, and a priority pollutant scan is required to be conducted once 18 months prior to the expiration date of this permit. Included in this permit is a schedule of compliance requiring permittee to achieve compliance with final permit limits by January 1, 2006. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Reno County Board of County Commissioners 206 W. 1st St. Hutchinson, KS 67501	Arkansas River via Unnamed Tributary	Domestic Wastewater and Noncontact Cooling Water

Kansas Permit No. I-AR98-PO01 Federal Permit No. KS0091715  
Legal: SE<sup>1</sup>/<sub>4</sub>, S29, T24S, R5W, Reno County

Facility Name: Reno County Sewer District No. 202  
Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating domestic wastewater and noncontact cooling water. This facility collects domestic wastes from residential housing and noncontact cooling water from several small businesses located at the Hutchinson Air Base Industrial Tract (HABIT). The facility consists of a three-cell discharging lagoon system. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH, and daily monitoring for effluent flow. Annual monitoring of ammonia, fecal coliform, chloride and sulfate also will be required. The permittee is required to do an annual survey of industrial users of this facility. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
St. Paul, City of P.O. Box 311 St. Paul, KS 66771	Flat Rock Creek via KDWP Neosho Wildlife Area Wetlands	Treated Domestic Wastewater

Kansas Permit No. M-NE59-0002 Federal Permit No. KS0084174  
Legal: E<sup>1</sup>/<sub>2</sub>, NE<sup>1</sup>/<sub>4</sub>, S24, T29S, R20E and W<sup>1</sup>/<sub>2</sub>, NW<sup>1</sup>/<sub>4</sub>, S19, T29S, R21E, Neosho County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Annual monitoring of ammonia and fecal coliform also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
USD #348 - Vinland Elementary P.O. Box 67 Baldwin City, KS 66006	Wakarusa River via Coal Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-KS82-0001 Federal Permit No. KS0095630  
Legal: SE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, S10, T14S, R20E, Douglas County

Facility Location: 702 E. 1747 Road, Baldwin City, KS 66006

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Annual monitoring of ammonia also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

(continued)

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Glenda Newquist for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before November 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-256/266, KS-03-144/150) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

Northwest District Office, 2301 E. 13th, Hays,  
67601-2651, (785) 625-5664

North Central District Office, 2501 Market Place,  
Salina, 67401-7699, (785) 827-9639

Northeast District Office, 800 W. 24th, Lawrence,  
66046-4417, (785) 842-4600

Southwest District Office, 302 W. McArtor Road,  
Dodge City, 67801-6098, (620) 225-0596

South Central District Office, 130 S. Market, 6th Floor,  
Wichita, 67202-3802, (316) 337-6020

Southeast District Office, 1500 W. 7th, Chanute, 66720,  
(620) 431-2390

Application information and components of plans and specifications for all new facilities and for expansions of existing swine facilities may be reviewed on the Internet at <http://www.kdhe.state.ks.us/feedlots>.

For all other proposed permits, the draft permit(s), including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received and other information, are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 029945

## State of Kansas

### Advisory Group on Juvenile Justice and Delinquency Prevention

#### Notice of Meetings

The Kansas Advisory Group on Juvenile Justice and Delinquency Prevention (KAG) will hold its quarterly fall meeting from 9 a.m. to 2 p.m. Wednesday, November 5, in the Juvenile Justice Authority's training room at Jayhawk Walk, 714 S.W. Jackson, Suite 300, Topeka. Other upcoming KAG-related meetings include a DMC (Disproportionate Minority Contact) committee meeting from 2 to 5 p.m. October 23 and a new KAG member orientation from 10 a.m. to 4 p.m. November 4.

Regularly-scheduled quarterly meetings in 2004 will be held at 9 a.m. February 26, May 20 and August 26. All meetings will be held in the training room listed above, which is accessible to the public.

Requests for special accommodation to participate in the meetings should be made at least five working days in advance of the meeting by contacting Don Chronister, Juvenile Justice Specialist, at (785) 296-4213 or [dchronister@ksjja.org](mailto:dchronister@ksjja.org).

Don Chronister  
Juvenile Justice Specialist

Doc. No. 029944

## State of Kansas

### Department of Human Resources Division of Workers Compensation

#### Permanent Administrative Regulations

#### Article 9.—MEDICAL AND HOSPITAL

**51-9-7. Fees for medical and hospital services.** Fees for medical, surgical, hospital, dental, and nursing services, medical equipment, medical supplies, prescriptions, medical records, and medical testimony rendered pursuant to the Kansas workers compensation act shall be the lesser of the usual and customary charge of the health care provider, hospital, or other entity providing the health care services or the amount allowed by the "workers compensation schedule of medical fees" published by the Kansas department of human resources and dated December 1, 2003, including the ground rules incorporated in the schedule, which is hereby adopted by reference.

This regulation shall be effective on and after December 1, 2003. (Authorized by and implementing K.S.A. 2002 Supp. 44-510; effective Jan. 1, 1966; amended Jan. 1, 1969; amended Jan. 1, 1973; amended May 1, 1976; amended May 1, 1978; amended, T-88-20, July 1, 1987; amended May 1, 1988; amended Nov. 1, 1993; amended April 5, 1996; amended Aug. 29, 1997; amended Oct. 1, 1999; amended Dec. 1, 2001; amended Dec. 1, 2003.)

Jim Garner  
Secretary of Human Resources

Doc. No. 029936

State of Kansas

Board of Emergency Medical Services

Permanent Administrative Regulations

Article 5.—CONTINUING EDUCATION

109-5-4. **Renewing expired certification.** (a) Each person applying for attendant certification within two years after the certificate's expiration shall perform the following:

(1) Apply to the board on forms provided by the administrator;

(2) pay a fee as prescribed by K.A.R. 109-7-1; and

(3) complete the required continuing education for the appropriate level of certification as follows:

(A) Each first responder shall complete at least 32 clock-hours of documented and approved continuing education.

(B) Each EMT shall complete at least 56 clock-hours of documented and approved continuing education.

(C) Each EMT-I shall complete at least 72 clock-hours of documented and approved continuing education.

(D) Each EMT-D shall complete at least 72 clock-hours of documented and approved continuing education.

(E) Each EMT-I who is also certified as an EMT-D shall complete at least 88 clock-hours of documented and approved continuing education.

(F) Each MICT shall complete at least 120 clock-hours of documented and approved continuing education.

(G) Notwithstanding paragraph (a)(3), a certificate may be granted by the board to a person who applies for attendant, instructor-coordinator, or training officer certification within 31 calendar days after the person's certificate expires if both of the following conditions are met:

(i) The person has complied with the continuing education requirements for the certification level held during the previous certification period.

(ii) The person has paid the appropriate fee pursuant to K.A.R. 109-7-1.

(b) Each attendant's certificate shall expire on December 31 of the second year following the date of its initial issuance and may be renewed for each subsequent biennial period pursuant to K.A.R. 109-6-3. (Authorized by K.S.A. 65-6110, 65-6111, and 65-6129; implementing K.S.A. 65-6129, 65-6129b, 65-6129c; effective Feb. 3, 1992; amended Nov. 12, 1999; amended, T-109-8-8-00, Aug. 8, 2000; amended Nov. 13, 2000; amended Oct. 31, 2003.)

Article 7.—FEES

109-7-1. **Schedule of fees.** (a) Attendant, I-C, training officer, and ambulance service application fees shall be nonrefundable.

(b) First responder fees:

(1) Examination/certification application fee .....	\$15.00
(2) certification renewal application fee for a renewal that expires on a biennial basis if received before certificate expiration .....	20.00
(3) certification renewal application fee if received within 31 calendar days after certificate expiration .....	40.00

(4) certification renewal application fee if received on or after the 32nd calendar day after certificate expiration 80.00

(c) Mobile intensive care technician fees:

(1) Examination/certification application fee .....	65.00
(2) certification renewal application fee if received before certificate expiration .....	50.00
(3) certification renewal application fee if received within 31 calendar days after certificate expiration .....	100.00
(4) certification renewal application fee if received on or after the 32nd calendar day after certificate expiration .....	200.00

(d) EMT, EMT-I, EMT-D, and EMT-I/D fees:

(1) Examination/certification application fee .....	50.00
(2) certification renewal application fee if received before certificate expiration .....	30.00
(3) certification renewal application fee if received within 31 calendar days after certificate expiration .....	60.00
(4) certification renewal application fee if received on or after the 32nd calendar day after certificate expiration .....	120.00
(5) certification renewal application fee for dual certification as an EMT-I/D if received before certificate expiration .....	30.00
(6) certification renewal application fee if received within 31 calendar days after certificate expiration .....	60.00
(7) certification renewal application fee if received on or after the 32nd calendar day after certificate expiration .....	120.00

(e) Instructor-coordinator and training officer fees:

(1) Examination/certification application fee .....	65.00
(2) certification renewal application fee if received before certificate expiration .....	30.00
(3) certification renewal application fee if received within 31 calendar days after certificate expiration .....	60.00
(4) certification renewal application fee if received on or after the 32nd calendar day after certificate expiration .....	120.00

(f) Type I, II, II-A, and V ambulance service fees:

(1) Service permit application fee .....	100.00
(2) service permit renewal fee if received on or before permit expiration .....	100.00
(3) service permit renewal fee if received after permit expiration .....	200.00
(4) vehicle license application fee .....	40.00

(g) Each application for certification examination shall include payment of the prescribed examination/certification application fee to the board in addition to the application fee prescribed by the national registry of emergency medical technicians. Separate money orders, cashier's checks, or institutional checks shall be made payable to the "National Registry of Emergency Medical Technicians."

(h) Payment of fees may be made by warrants, payment vouchers, or purchase orders from an ambulance service, fire department, or municipality as defined by K.S.A. 65-6112 and amendments thereto.

(i) Payment submitted to the board for an examination/certification fee or renewal fee for more than one attendant, training officer, or I-C shall not be accepted, unless the fee amount is correct. (Authorized by K.S.A. 65-6110, 65-6111, 65-6127, 65-6129, 65-6129b, and 65-6129c; implementing K.S.A. 65-6111, 65-6127, 65-6128, 65-6129, 65-6129b, and 65-6129c; effective July 1, 1990; amended Feb. 3, 1992; amended Nov. 1, 1996; amended, T-109-8-8-00, Aug. 8, 2000; amended Nov. 13, 2000; amended Oct. 31, 2003.)

David Lake  
Administrator

Doc. No. 029929

## State of Kansas

## Department of Transportation

Permanent Administrative  
RegulationsArticle 40.—TRANSPORTATION  
REVOLVING FUND

36-40-1. **Definitions.** For the purposes of the regulations in this article, the following words and phrases shall be defined as follows: (a) “Act” means K.S.A. 75-5063 *et seq.*, and amendments thereto.

(b) “Applicant” means any governmental unit filing an application with the secretary for financial assistance under the act.

(c) “Approved project” means the scope of work for a transportation project for which financial assistance is provided.

(d) “Debt service” means the principal, interest, and any premium required to be paid pursuant to a financial assistance agreement.

(e) “Financial assistance” means any credit enhancement, loan, or refunding or acquisition of bonds previously issued by the applicant as approved by the secretary pursuant to the act.

(f) “Financial assistance agreement” means a contract between an applicant and the secretary confirming the purpose of the financial assistance, the amount and terms of the financial assistance, the schedule of financial assistance payments and repayments, if any, and any other agreed-upon conditions applicable to that approved project.

(g) “Final acceptance” means the point at which the contractor has completed all work on an approved project and the licensed professional engineer responsible for the inspection informs the department in writing that all work specified in the construction contract has been completed in substantial conformity with the plans, specifications, and any authorized revisions.

(h) “K DFA” means the Kansas development finance authority, which is a public body, politic and corporate, and an independent instrumentality of the state established at K.S.A. 74-8903 and amendments thereto.

(i) “Inspector” means an individual who meets the following requirements:

(1) (A) Is a licensed professional engineer or is supervised by a licensed professional engineer; and

(B) is provided by the applicant to observe the work performed and test the materials used in an approved project according to its plans and contract documents; and

(2) has successfully completed the department’s certified inspector training appropriate for the work being inspected.

(j) “Licensed professional engineer” means a person licensed as a professional engineer by the state board of technical professions pursuant to K.S.A. 74-7001 *et seq.* and amendments thereto.

(k) “Maintenance” means a type of transportation project that extends the design life of a bridge, culvert, highway, road, or street, or combination of these, but

does not, as the major purpose, enhance the structural integrity.

(l) “Opened to unrestricted travel” means that all travel lanes are open to vehicle traffic and no construction speed restrictions remain in place.

(m) “Transportation project” means the acquisition, construction, improvement, repair, rehabilitation, maintenance, or extension of any bridge, culvert, highway, road, or street, or combination of these, for which an application has been filed for financial assistance from the fund. (Authorized by and implementing K.S.A. 2002 Supp. 75-5065; effective Oct. 31, 2003.)

36-40-2. **Application and supporting documents.**

(a) An application for financial assistance from the fund may be submitted to the secretary at any time.

(b) Each applicant for financial assistance for a transportation project shall submit, for the secretary’s review and consideration for approval, the following application documents:

(1) A completed financial assistance application on a form furnished by the secretary;

(2) a detailed statement that establishes the need for the transportation project;

(3) documentation that provides sufficient detail regarding the transportation project to enable the secretary to determine its estimated costs, the purpose for the financial assistance, and the time period in which the financial assistance is to be used;

(4) an overall completion schedule for the transportation project, submitted in a form prescribed by the secretary; and

(5) information that establishes to the secretary’s satisfaction that the applicant has the financial capability to satisfy its obligations under the financial assistance agreement and addresses at least the following areas:

(A) Projected economic and population growth within the applicant’s jurisdictional boundaries;

(B) existing and forecasted debt obligations of the governmental unit making the application, during the term of the financial assistance agreement; and

(C) anticipated total revenues of the governmental unit making the application, during the term of the financial assistance agreement. (Authorized by K.S.A. 2002 Supp. 75-5065; implementing K.S.A. 2002 Supp. 75-5068; effective Oct. 31, 2003.)

36-40-3. **Transportation project eligibility.** (a) For a transportation project to be eligible for financial assistance, the following requirements shall be met:

(1) The applicant shall provide the secretary with the applicant’s written assurance of the following:

(A) The applicant will use a licensed professional engineer to design the transportation project, if approved, in accordance with the then-existing generally recognized and prevailing engineering standards and with the federal and state laws and regulations applicable at the time of design, which shall include any subsequent design revisions for the approved project.

(B) The transportation project, if approved, will be inspected by an inspector, who shall provide reasonable assurance that the approved project is constructed in sub-

stantial conformity with its plans, specifications, and any authorized revisions.

(C) The construction of the transportation project, if approved, will conform to its plans, specifications, and any authorized revisions.

(D) The plans and specifications for the transportation project, if approved, shall not be revised or deviated from without the approval of the approved project's designer.

(2) The transportation project shall be consistent with the existing or planned state highway system, or both, as defined by K.S.A. 68-406, and amendments thereto.

(b) No portion of a transportation project's cost shall be eligible for financial assistance under the act if a federal reimbursement has been received for the same portion of the cost. (Authorized by and implementing K.S.A. 2002 Supp. 75-5065; effective Oct. 31, 2003.)

**36-40-4. Fund use.** The fund shall be used to finance or refinance approved projects, with priority given to the following types of financial assistance: (a) Loans for all or part of an approved project;

(b) guarantees, security, or another type of credit enhancement, or any combination of these, for bonds to be issued by KDFA or an applicant for financial assistance; and

(c) refunding or acquisition of bonds issued by an applicant. (Authorized by K.S.A. 2002 Supp. 75-5065; implementing K.S.A. 2002 Supp. 75-5066; effective Oct. 31, 2003.)

**36-40-5. Financial assistance agreement requirements.** Each financial assistance agreement entered into pursuant to the act shall meet the following requirements: (a) The financial assistance shall not exceed the total cost of the approved project.

(b) The term of any financial assistance shall not exceed the design life of the approved project or 20 years, whichever is less.

(c) If any debt service is required, it shall be guaranteed by the applicant in a manner consistent with the applicant's approved application.

(d) The financial assistance agreement shall contain the following sentences:

(1) "All work performed and all materials furnished for the approved project shall be in reasonably close conformity with the plans, specifications, and revisions, which have been approved by the designer of the approved project."

(2) "Technical advice or assistance, or both, provided by the secretary to an applicant pursuant to K.S.A. 75-5068(c), and amendments thereto, shall not be construed as an undertaking by the secretary of the duties of the applicant or the approved project's owner, or both, or the duties of any consultant, licensed professional engineer, or inspector hired by the applicant or the approved project's owner." (Authorized by K.S.A. 2002 Supp. 75-5065; implementing K.S.A. 2002 Supp. 75-5068; effective Oct. 31, 2003.)

**36-40-6. Interest rate and servicing fees.** If any of the financial assistance is required to be repaid under the terms of the financial assistance agreement, that portion

of the financial assistance shall bear interest in accordance with the applicable financial assistance agreement, at a rate set by the secretary. This rate shall be consistent with the provisions of K.S.A. 10-1009, and amendments thereto. The financial assistance agreement may also establish fees for servicing the financial assistance. (Authorized by K.S.A. 2002 Supp. 75-5065; implementing K.S.A. 2002 Supp. 75-5068; effective Oct. 31, 2003.)

**36-40-7. Repayment of financial assistance.** (a) Debt service shall be paid in accordance with the terms and conditions of the financial assistance agreement.

(b) If any financial assistance is prepaid in whole or in part, the prepayment shall be made in accordance with the terms and conditions of the financial assistance agreement.

(c) If a recipient of monies from the fund subsequently receives federal reimbursement for the same costs of an approved project for which financial assistance was received, the recipient shall repay to the secretary those fund monies in an amount equal to the federal reimbursement received, within 30 days after receipt of the federal reimbursement. (Authorized by K.S.A. 2002 Supp. 75-5065; implementing K.S.A. 2002 Supp. 75-5068; effective Oct. 31, 2003.)

**36-40-8. Approved project statements.** (a) Each financial assistance recipient shall provide the secretary, when the approved project is opened to unrestricted travel, with the written statement of the recipient's licensed professional engineer indicating that, at the time of design, the plans, specifications, and any authorized revisions for the approved project followed the then-existing generally recognized and prevailing engineering standards and were in compliance with the applicable federal and state laws and regulations.

(b) Each financial assistance recipient shall provide the secretary with the statement of the recipient's inspector indicating that the approved project was constructed in reasonable conformity with its plans, specifications, and any authorized revisions, at each of the following times:

(1) At the time when the approved project is opened to unrestricted travel; and

(2) at the time of the final acceptance. (Authorized by and implementing K.S.A. 2002 Supp. 75-5065; effective Oct. 31, 2003.)

**36-40-9. Approved project costs; accounting requirement.** Each financial assistance recipient shall maintain an accounting system that segregates and accumulates project costs for the approved project. Project costs may be reviewed or audited, or both, by the secretary at any time during the construction of the approved project and after completion of the approved project. (Authorized by K.S.A. 2002 Supp. 75-5065; implementing K.S.A. 2002 Supp. 75-5065 and 75-5068; effective Oct. 31, 2003.)

Deb Miller  
Secretary of Transportation

Doc. No. 029930

## State of Kansas

## Behavioral Sciences Regulatory Board

Permanent Administrative  
Regulations

## Article 1.—CERTIFICATION OF PSYCHOLOGISTS

102-1-3a. **Application for licensure by examination; application for temporary license.** (a)(1) Any person who has completed the required education and postgraduate supervised experience may apply for a license to practice psychology and for approval to take the psychology licensure examination. This person may also apply for a temporary license to practice psychology under supervision as specified in K.A.R. 102-1-5a, pending satisfactory passage of the psychology licensure examination, as specified in K.A.R. 102-1-4.

(2) Any person who has completed only the educational requirements may apply for a temporary license to practice psychology while attaining the required postdoctoral supervised experience.

(b) Each applicant shall request the license application forms from the executive director of the board and at the time of application shall meet the following requirements:

(1) Submit the following:

(A) The completed application form;

(B) the full payment of the license application fee specified in K.A.R. 102-1-13; and

(C) references on board-approved forms in accordance with subsection (d); and

(2) arrange for the applicant's transcripts covering all applicable graduate college or university coursework to be sent directly from each academic institution to the board office. Each applicant who graduated from a college or university outside the United States shall additionally arrange for all official transcripts, supporting documentation, and, if applicable, the doctoral dissertation, to be translated and evaluated for degree equivalency by a source and in a manner that are acceptable to the board.

(c) Predoctoral supervised experience. If the applicant seeks credit for one year of predoctoral supervised experience, the applicant shall submit a completed, board-approved reference form from an officially designated director or chair of the predoctoral supervised experience program who has access to the applicant's supervisory records and can verify the applicant's supervised experience, supervision hours, and satisfactory completion of the predoctoral supervised experience program. Supervised experience for which an applicant received an unsatisfactory rating from the applicant's supervisor and that has not been adequately remediated to provide the applicant with a final satisfactory rating at the time of completion of the supervised experience may, at the board's discretion, be credited toward the supervised experience requirement.

(d) Postdoctoral supervised experience. Each applicant who has completed the postdoctoral supervised experience requirement shall submit the name of each person who provided postdoctoral supervision and who can address the applicant's professional conduct, competence,

postdoctoral supervised experience, and moral character. Additionally, the applicant shall submit a completed, board-approved reference from each person who provided postgraduate supervision to enable the board to verify and evaluate the extent and quality of the applicant's supervised postgraduate work experience. Supervised experience for which an applicant received an unsatisfactory rating from the applicant's supervisor and that has not been adequately remediated to provide the applicant with a final satisfactory rating at the time of completion of the supervised experience shall not be credited toward the supervised experience requirement.

(e) Temporary license procedure. An applicant who has neither completed the postdoctoral supervised experience requirement nor passed the required psychology licensure examination shall submit the following in addition to complying with subsection (b):

(1) A completed temporary license request form;

(2) verification of the setting in which the applicant intends to work towards completion of the postdoctoral supervised experience;

(3) the name and qualifications of the supervisor or supervisors providing supervision while under temporary license;

(4) upon receipt of notification of board approval for a temporary license, the temporary license fee specified in K.A.R. 102-1-13; and

(5) upon completion of the postgraduate supervised experience, the name of each licensed psychologist who provided postgraduate supervision and the applicable supervisory references specified in subsection (c).

(f) If the applicant qualifies for and obtains a temporary license, the applicant's application shall remain active until the temporary license or the renewed temporary license expires. If the applicant does not qualify for a renewal of the temporary license or if a qualifying applicant fails to apply for and obtain a renewal of the temporary license, the application shall expire when the original temporary license expires. Upon expiration, the applicant may submit a new application, the required fee, and all supporting documents.

(g) A temporary license granted to an applicant for purposes of completing the supervised postgraduate work experience requirements may be renewed for one additional two-year period under an existing application. In order to qualify for a renewal of the temporary license, the applicant shall perform the following:

(1) Submit a written request for renewal of the temporary license;

(2) submit payment of the temporary license fee as specified in K.A.R. 102-1-13; and

(3) provide documentation on board-approved forms that demonstrates satisfactory progress toward the completion of the supervised postgraduate work experience requirements specified in K.A.R. 102-1-5a.

(h) In order to demonstrate satisfactory progress toward the completion of the supervised postgraduate work experience requirements set forth in K.S.A. 74-5316, and amendments thereto, and thus to qualify for renewal of the temporary license, each applicant shall have satisfactorily completed the following requirements within the preceding two years, as applicable:

(1) An applicant seeking to attain one year of postgraduate supervised experience (1,800 hours) shall have completed no fewer than 900 clock-hours of qualifying postgraduate supervised experience.

(2) An applicant seeking to attain two years of postgraduate supervised experience (3,600 hours) shall have completed no fewer than 1,800 clock-hours of qualifying postgraduate supervised experience.

(3) An applicant who has not completed postdoctoral supervised experience hours at the rate shown in paragraph (h)(1) or (2) due to exigent circumstances may submit to the board a written request for an extension. An exigent circumstance shall mean any condition caused by events beyond the person's control that are sufficiently extreme in nature to result in either of the following:

(A) The applicant's inability to complete the postgraduate supervised experience at the rate normally required; or

(B) the inadvisability of the applicant's completion of the postgraduate supervised experience at the rate normally required.

(i) Each applicant for a license to practice psychology shall be required to satisfactorily pass a nationally administered, standardized written examination approved by the board, as specified in K.A.R. 102-1-4.

(j) An applicant shall not be given a judgment on the applicant's eligibility for a temporary license or license until all application materials are received and all application procedures are completed.

(k) Upon receipt of notification from the board that all licensure eligibility requirements have been satisfied, the applicant shall submit the fee specified in K.A.R. 102-1-13 for the original period of licensure.

(l) If the applicant fails to obtain licensure or a temporary license, the applicant's application may remain active for up to one year. If the applicant has not met the qualifications or has not completed the application process by the end of one year, the application shall expire. Upon expiration, the applicant may submit a new application, the required fee, and all supporting documents. (Authorized by K.S.A. 74-5314, K.S.A. 74-5316, and K.S.A. 74-7507; implementing K.S.A. 74-5310, K.S.A. 74-5314, K.S.A. 74-5315, as amended by L. 2003, Ch. 129, Sec. 5, K.S.A. 74-5316, and K.S.A. 74-5317; effective Oct. 27, 2000; amended, T-102-7-1-03, July 1, 2003; amended Oct. 31, 2003.)

**102-1-3b. Application for licensure based on reciprocity.** (a) Each individual who wishes to be licensed as a psychologist based on reciprocity, as provided by K.S.A. 74-5315 and amendments thereto, shall submit an application for licensure in accordance with the provisions of this regulation.

(b) Each applicant for licensure as a psychologist shall request the application forms for licensure by reciprocity from the board. Each applicant shall ensure that the application materials are submitted to the board as follows:

(1) The applicant shall submit the completed application form and shall submit payment in full of the application for a license fee, as provided in K.A.R. 102-1-13.

(2) The applicant shall forward to the licensing agency for the jurisdiction in which the applicant is currently li-

censed, certified, or registered as a psychologist at the doctoral level a form provided by the board on which the licensing agency is to provide the following documentation:

(A) Verification that the applicant currently holds a valid license, registration, or certification to practice psychology at the doctoral level that has been issued by the licensing agency;

(B) the date on which the applicant was initially licensed, registered, or certified by the licensing agency as a psychologist at the doctoral level and a complete history of each subsequent renewal, reinstatement, and lapse in licensure, registration, or certification. If an applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of K.S.A. 74-5315 and amendments thereto, the applicant shall ensure that documentation covering the five continuous years of licensure, registration, or certification as a psychologist at the doctoral level that immediately precede the date of the application is submitted to the board by the licensing agency for each jurisdiction in which the applicant was licensed, registered, or certified during that five-year period;

(C) a complete history of any disciplinary action of a serious nature brought by the licensing agency against the applicant. For purposes of this regulation, "disciplinary action of a serious nature" means the revocation or suspension of a license, registration, or certification issued by the licensing board or the voluntary surrender of a license, registration, or certification in lieu of the completion of an investigation or final disciplinary action; and

(D) either verification that the standards in that jurisdiction for licensure, certification, or registration as a psychologist at the doctoral level are substantially equivalent to the standards in Kansas or verification that the applicant has earned a doctoral degree in psychology, the date on which the applicant earned the degree, and the name of the university or college granting the degree.

The completed form shall be returned to the board by the licensing agency and shall not be forwarded to the applicant.

(3) If the applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of K.S.A. 74-5315, and amendments thereto, rather than on the basis that the standards for licensure, registration, or certification are substantially equivalent to the standards in Kansas for licensure as a psychologist at the doctoral level, the applicant shall ensure that following additional documentation is submitted:

(A) An attestation by the applicant that the applicant engaged in the professional practice of psychology at the doctoral level an average of at least 15 hours per week for nine months during each of the five years immediately preceding the date of application for licensure based on reciprocity; and

(B) if the licensing agency does not provide verification that the applicant holds a doctoral degree in psychology, an original transcript sent directly from the university or college granting the degree that identifies all applicable graduate coursework and the date on which the applicant

*(continued)*

was granted a doctoral degree in psychology. (Authorized by K.S.A. 74-5315, as amended by L. 2003, Ch. 129, Sec. 5, and K.S.A. 74-7507; implementing K.S.A. 74-5315, as amended by L. 2003, Ch. 129, Sec. 5, K.S.A. 74-5310 and 74-5324; effective, T-102-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

#### Article 2.—LICENSING OF SOCIAL WORKERS

102-2-2b. **Application for licensure based on reciprocity.** (a) Each individual who wishes to be licensed as an LSCSW based on reciprocity, as provided by K.S.A. 65-6309 and amendments thereto, shall submit an application for licensure in accordance with the provisions of this regulation.

(b) Each applicant for licensure as an LSCSW shall request the application forms for licensure by reciprocity from the board. Each applicant shall ensure that the application materials are submitted to the board as follows:

(1) The applicant shall submit the completed application form and shall submit payment in full of the application for a license fee, as provided in K.A.R. 102-2-3.

(2) The applicant shall forward to the licensing agency for the state in which the applicant is currently licensed as to practice social work at the clinical level a form provided by the board on which the licensing agency is to provide the following documentation:

(A) Verification that the applicant currently holds a valid license to practice social work at the clinical level issued by the licensing agency;

(B) the date on which the applicant was initially licensed to practice social work at the clinical level by the licensing agency and a complete history of each subsequent renewal, reinstatement, and lapse in licensure. If an applicant is seeking licensure based on reciprocity under the provisions of paragraph (b)(2) of K.S.A. 65-6309 and amendments thereto, the applicant shall ensure that the documentation covering the five continuous years of licensure to practice social work at the clinical level that immediately precede the date of application is submitted to the board by the licensing agency for each state in which the applicant was licensed during that five-year period. If the applicant has not passed a national clinical examination approved by the board, the applicant shall ensure that documentation covering the 10 continuous years of licensure that immediately precede the date of application is submitted to the board by the licensing agency for each state in which the applicant was licensed during that 10-year period;

(C) a complete history of any disciplinary action of a serious nature brought by the licensing agency against the applicant. For purposes of this regulation, "disciplinary action of a serious nature" means the revocation or suspension of a license, registration, or certification issued by the licensing board or the voluntary surrender of a license, registration, or certification in lieu of the completion of an investigation or final disciplinary action; and

(D) either verification that the standards for licensure to practice social work at the clinical level in that state are substantially equivalent to the standards in Kansas or verification that the applicant has earned a master's or

doctoral degree in social work from an accredited graduate social work program, the date on which the applicant earned the degree, and the name of the university or college granting the degree.

The completed form shall be returned to the board by the licensing agency and shall not be forwarded to the applicant.

(3) If the applicant is seeking licensure based on reciprocity under the provisions of paragraph (b)(2) of K.S.A. 65-6309, and amendments thereto, rather than on the basis that the standards for licensure to practice social work at the clinical level are substantially equivalent to the standards for licensure as an LSCSW in Kansas, the applicant shall ensure that following additional documentation is submitted:

(A) An attestation by the applicant that the applicant engaged in the professional practice of social work at the clinical level an average of at least 15 hours per week for nine months during each of the five years immediately preceding the date of application for licensure based on reciprocity; and

(B) if the licensing agency does not provide verification that the applicant holds a master's or doctoral degree in social work from an accredited graduate social work program, an original transcript sent directly from the university or college granting the degree that identifies all applicable graduate coursework and the date on which the applicant was granted a master's or doctoral degree in social work.

(c) In addition to complying with the requirements of subsection (b), each applicant for licensure as an LSCSW shall demonstrate competence to diagnose and treat mental disorders by submitting the following forms of documentation:

(1) If the applicant has passed a national clinical examination approved by the board, verification from either the licensing agency or the testing service that the applicant passed a national clinical examination approved by the board, including the applicant's score on the exam and the passing score established for the exam; and

(2) one or both of the following types of documentation, which shall cover periods of time totaling at least three years:

(A) An attestation by a supervisor or other designated representative of the applicant's employer that the applicant has at least three years of clinical practice, including at least eight hours of client contact per week during nine months or more of each year, in a community mental health center or its affiliate, a state mental hospital, or another employment setting in which the applicant engaged in clinical practice that included diagnosis or treatment of mental disorders; or

(B) an attestation by the applicant that the applicant engaged in a minimum of three years of independent clinical practice that included diagnosis or treatment of mental disorders, as well as supporting documentation in the form of a published job description, a description of the applicant's practice in a public information brochure, a description of services in an informed consent document, or other similar published statements demonstrating that the applicant has engaged in independent clinical prac-

tice for a minimum of three years. (Authorized by K.S.A. 65-6309, as amended by L. 2003, Ch. 129, Sec. 3, and K.S.A. 74-7507; implementing K.S.A. 65-6309, as amended by L. 2003, Ch. 129, Sec. 3, K.S.A. 65-6311 and 65-6314; effective, T-102-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

**102-2-2c. Applicants for LBSW or LMSW license; waiver of examination requirement on the basis of reciprocity.** (a) Each applicant for licensure as an LBSW or LMSW who wishes to be exempted from the requirement for an examination based on reciprocity, as provided by K.S.A. 65-6309 and amendments thereto, shall submit an application for licensure in accordance with the provisions of this regulation.

(b) Each applicant for licensure as an LBSW or LMSW shall request from the board the application forms for licensure without examination based on reciprocity. Each applicant shall ensure that the application materials are submitted to the board as follows:

(1) The applicant shall submit the completed application form and shall submit payment in full of the application for a license fee, as provided in K.A.R. 102-2-3.

(2) The applicant shall forward a form provided by the board to the licensing agency for the state in which the applicant is currently licensed or registered to practice social work at the level of an LBSW or LMSW. The licensing agency shall provide the following documentation on the form:

(A) Verification that the applicant currently holds a valid license or registration to practice social work at the level of an LBSW or an LMSW issued by the licensing agency;

(B) the date on which the applicant was initially licensed or registered to practice social work at the level of an LBSW or LMSW by the licensing agency and a complete history of each subsequent renewal, reinstatement, and lapse in licensure or registration;

(C) a complete history of any disciplinary action of a serious nature brought by the licensing agency against the applicant. For purposes of this regulation, "disciplinary action of a serious nature" means the revocation or suspension of a license, registration, or certification issued by the licensing board or the voluntary surrender of a license, registration, or certification in lieu of the completion of an investigation or final disciplinary action; and

(D) verification that the requirements for licensure or registration to practice social work at the level of an LBSW or LMSW in that state are substantially the same requirements as the requirements in Kansas.

The completed form shall be returned to the board by the licensing agency and shall not be forwarded to the applicant.

(c) In addition to complying with the requirements of subsection (b), each applicant shall submit verification from either the licensing agency or the testing service that the applicant passed an examination similar to the examination required under K.A.R. 102-2-9, including the applicant's score on the exam and the passing score established for the exam. (Authorized by K.S.A. 65-6309, as amended by L. 2003, Ch. 129, Sec. 3, and K.S.A. 74-7507;

implementing K.S.A. 65-6309, as amended by L. 2003, Ch. 129, Sec. 3, K.S.A. 65-6311 and 65-6314; effective, T-102-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

### Article 3.—PROFESSIONAL COUNSELORS

**102-3-4b. Application for licensure based on reciprocity.** (a) Each individual who wishes to be licensed as a professional counselor or a clinical professional counselor based on reciprocity, as provided by K.S.A. 65-5807 and amendments thereto, shall submit an application for licensure in accordance with the provisions of this regulation.

(b) Each applicant for licensure as a professional counselor shall request the application forms for licensure by reciprocity from the board. Each applicant shall ensure that the application materials are submitted to the board as follows:

(1) The applicant shall submit the completed application form and shall submit payment in full of the application for a license fee, as provided in K.A.R. 102-3-2.

(2) The applicant shall forward to the licensing agency for the jurisdiction in which the applicant is currently licensed, certified, or registered as a professional counselor a form provided by the board on which the licensing agency is to provide the following documentation:

(A) Verification that the applicant currently holds a valid license, registration, or certification to practice professional counseling issued by the licensing agency;

(B) the date on which the applicant was initially licensed, registered, or certified as a professional counselor by the licensing agency and a complete history of each subsequent renewal, reinstatement, and lapse in licensure, registration, or certification. If an applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of K.S.A. 65-5807 and amendments thereto, the applicant shall ensure that documentation covering the five continuous years of licensure, registration, or certification as a professional counselor that immediately precede the date of the application is submitted to the board by the licensing agency for each jurisdiction in which the applicant was licensed, registered, or certified during that five-year period;

(C) a complete history of any disciplinary action of a serious nature brought by the licensing agency against the applicant. For purposes of this regulation, "disciplinary action of a serious nature" means the revocation or suspension of a license, registration, or certification issued by the licensing board or the voluntary surrender of a license, registration, or certification in lieu of the completion of an investigation or final disciplinary action; and

(D) either verification that the standards for licensure, certification, or registration as a professional counselor in that jurisdiction are substantially equivalent to the standards in Kansas or verification that the applicant has earned a master's degree in professional counseling, the date on which the applicant earned the degree, and the name of the university or college granting the degree.

The completed form shall be returned to the board by the licensing agency and shall not be forwarded to the applicant.

(continued)

(3) If the applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of K.S.A. 65-5807, and amendments thereto, rather than on the basis that the standards for licensure, registration, or certification are substantially equivalent to the standards for licensure as a professional counselor in Kansas, the applicant shall ensure that following additional documentation is submitted:

(A) An attestation by the applicant that the applicant engaged in the professional practice of professional counseling an average of at least 15 hours per week for nine months during each of the five years immediately preceding the date of application for licensure based on reciprocity; and

(B) if the licensing agency does not provide verification that the applicant holds a master's degree in professional counseling, an original transcript sent directly from the university or college granting the degree that identifies all applicable graduate coursework and the date on which the applicant was granted a master's degree in professional counseling.

(c) In addition to complying with the requirements of subsection (b), each applicant for licensure as a clinical professional counselor shall demonstrate competence to diagnose and treat mental disorders by submitting at least two of the following three forms of documentation:

(1)(A) A transcript sent directly from a regionally accredited university or college documenting satisfactory completion of 15 graduate credit hours supporting diagnosis or treatment of mental disorders, including the following coursework:

(i) Two graduate semester hours of discrete coursework in ethics;

(ii) two graduate semester hours of discrete coursework in psychopathology and diagnostic assessment, including the study of the latest edition of the "diagnostic and statistical manual of mental disorders" and of assessment instruments that support diagnosis; and

(iii) coursework that addresses interdisciplinary referrals, interdisciplinary collaborations, and treatment approaches; or

(B) verification from either the licensing agency or the testing service that the applicant passed a national clinical examination approved by the board, including the applicant's score on the exam and the passing score established for the exam;

(2) one or both of the following types of documentation, which shall cover periods of time totaling at least three years:

(A) An attestation by a supervisor or other designated representative of the applicant's employer that the applicant has at least three years of clinical practice, including at least eight hours of client contact per week during nine months or more of each year, in a community mental health center or its affiliate, a state mental hospital, or another employment setting in which the applicant engaged in clinical practice that included diagnosis or treatment of mental disorders; or

(B) an attestation by the applicant that the applicant engaged in a minimum of three years of independent clinical practice that included diagnosis or treatment of mental disorders, as well as supporting documentation in the

form of a published job description, a description of the applicant's practice in a public information brochure, a description of services in an informed consent document, or other similar published statements demonstrating that the applicant has engaged in independent clinical practice for a minimum of three years; or

(3) an attestation that the applicant has demonstrated competence in diagnosis or treatment of mental disorders and that is signed by a professional licensed to practice medicine and surgery, or by a professional licensed psychologist, a licensed specialist clinical social worker, or another professional licensed to diagnose and treat mental disorders in independent practice. (Authorized by K.S.A. 65-5807, as amended by L. 2003, Ch. 129, Sec. 2, and K.S.A. 74-7507; implementing K.S.A. 65-5807, as amended by L. 2003, Ch. 129, Sec. 2, K.S.A. 65-5808 and 65-5809; effective, T-102-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

#### Article 4.—MASTER'S LEVEL PSYCHOLOGISTS

102-4-4b. **Application for licensure based on reciprocity.** (a) Each individual who wishes to be licensed as a master's level psychologist or a clinical psychotherapist based on reciprocity, as provided by L. 2003, Ch. 129, Sec. 1 and amendments thereto, shall submit an application for licensure in accordance with the provisions of this regulation.

(b) Each applicant for licensure as a master's level psychologist shall request the application forms for licensure by reciprocity from the board. Each applicant shall ensure that the application materials are submitted to the board as follows:

(1) The applicant shall submit the completed application form and shall submit payment in full of the application for a license fee, as provided in K.A.R. 102-4-2.

(2) The applicant shall forward to the licensing agency for the jurisdiction in which the applicant is currently licensed, certified, or registered as a master's level psychologist a form provided by the board on which the licensing agency is to provide the following documentation:

(A) Verification that the applicant currently holds a valid license, registration, or certification to practice psychology at the master's level issued by the licensing agency;

(B) the date on which the applicant was initially licensed, registered, or certified as a master's level psychologist by the licensing agency and a complete history of each subsequent renewal, reinstatement, and lapse in licensure, registration, or certification. If an applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of L. 2003, Ch. 129, Sec. 1 and amendments thereto, the applicant shall ensure that documentation covering the five continuous years of licensure, registration, or certification as a master's level psychologist that immediately precede the date of the application is submitted to the board by the licensing agency for each jurisdiction in which the applicant was licensed, registered, or certified during that five-year period;

(C) a complete history of any disciplinary action of a serious nature brought by the licensing agency against the applicant. For purposes of this regulation, "disciplinary action of a serious nature" means the revocation or suspension of a license, registration, or certification issued by the licensing board or the voluntary surrender of a license, registration, or certification in lieu of the completion of an investigation or final disciplinary action; and

(D) either verification that the standards for licensure, certification, or registration as a master's level psychologist in that jurisdiction are substantially equivalent to the standards in Kansas or verification that the applicant has earned a master's degree in psychology, the date on which the applicant earned the degree, and the name of the university or college granting the degree.

The completed form shall be returned to the board by the licensing agency and shall not be forwarded to the applicant.

(3) If the applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of L. 2003, Ch. 129, Sec. 1, and amendments thereto, rather than on the basis that the standards for licensure, registration, or certification are substantially equivalent to the standards for licensure as a master's level psychologist in Kansas, the applicant shall ensure that following additional documentation is submitted:

(A) An attestation by the applicant that the applicant engaged in the professional practice of psychology at the master's level an average of at least 15 hours per week for nine months during each of the five years immediately preceding the date of application for licensure based on reciprocity; and

(B) if the licensing agency does not provide verification that the applicant holds a master's degree in psychology, an original transcript sent directly from the university or college granting the degree that identifies all applicable graduate coursework and the date on which the applicant was granted a master's degree in psychology.

(c) In addition to complying with the requirements of subsection (b), each applicant for licensure as a clinical psychotherapist shall demonstrate competence to diagnose and treat mental disorders by submitting at least two of the following three forms of documentation:

(1)(A) A transcript sent directly from a regionally accredited university or college documenting satisfactory completion of 15 graduate credit hours supporting diagnosis or treatment of mental disorders using the diagnostic and statistical manual of mental disorders as specified in K.A.R. 102-4-15. Three of the 15 credit hours shall consist of a discrete academic course with the primary and explicit focus of psychopathology and the diagnosis and treatment of mental disorders as classified in the diagnostic and statistical manual of mental disorders. The remaining 12 graduate credit hours shall consist of academic courses with the primary and explicit focus of diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches, and professional ethics, or coursework that specifically contains identifiable, equivalent instruction; or

(B) verification from either the licensing agency or the testing service that the applicant passed a national clinical

examination approved by the board, including the applicant's score on the exam and the passing score established for the exam;

(2) one or both of the following types of documentation, which shall cover periods of time totaling at least three years:

(A) An attestation by a supervisor or other designated representative of the applicant's employer that the applicant has at least three years of clinical practice, including at least eight hours of client contact per week during nine months or more of each year, in a community mental health center or its affiliate, a state mental hospital, or another employment setting in which the applicant engaged in clinical practice that included diagnosis or treatment of mental disorders; or

(B) an attestation by the applicant that the applicant engaged in a minimum of three years of independent clinical practice that included diagnosis or treatment of mental disorders, as well as supporting documentation in the form of a published job description, a description of the applicant's practice in a public information brochure, a description of services in an informed consent document, or other similar published statements demonstrating that the applicant has engaged in independent clinical practice for a minimum of three years; or

(3) an attestation that the applicant has demonstrated competence in diagnosis or treatment of mental disorders and that is signed by a professional licensed to practice medicine and surgery, or by a professional licensed psychologist, a licensed specialist clinical social worker, or another professional licensed to diagnose and treat mental disorders in independent practice. (Authorized by L. 2003, Ch. 129, Sec. 1, K.S.A. 74-5370 and 74-7507; implementing L. 2003, Ch. 129, Sec. 1, K.S.A. 74-5365, and 74-5369; effective, T-102-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

#### Article 5.—LICENSED MARRIAGE AND FAMILY THERAPISTS

102-5-4b. **Application for licensure based on reciprocity.** (a) Each individual who wishes to be licensed as a marriage and family therapist or a clinical marriage and family therapist based on reciprocity, as provided by K.S.A. 65-6406 and amendments thereto, shall submit an application for licensure in accordance with the provisions of this regulation.

(b) Each applicant for licensure as a marriage and family therapist shall request the application forms for licensure by reciprocity from the board. Each applicant shall ensure that the application materials are submitted to the board as follows:

(1) The applicant shall submit the completed application form and shall submit payment in full of the application for a license fee, as provided in K.A.R. 102-5-2.

(2) The applicant shall forward to the licensing agency for the jurisdiction in which the applicant is currently licensed, certified, or registered as a marriage and family therapist a form provided by the board on which the licensing agency is to provide the following documentation:

(continued)

(A) Verification that the applicant currently holds a valid license, registration, or certification to practice marriage and family therapy issued by the licensing agency;

(B) the date on which the applicant was initially licensed, registered, or certified as a marriage and family therapist by the licensing agency and a complete history of each subsequent renewal, reinstatement, and lapse in licensure, registration, or certification. If an applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of K.S.A. 65-6406 and amendments thereto, the applicant shall ensure that documentation covering the five continuous years of licensure, registration, or certification as a marriage and family therapist that immediately precede the date of the application is submitted to the board by the licensing agency for each jurisdiction in which the applicant was licensed, registered, or certified during that five-year period;

(C) a complete history of any disciplinary action of a serious nature brought by the licensing agency against the applicant. For purposes of this regulation, "disciplinary action of a serious nature" means the revocation or suspension of a license, registration, or certification issued by the licensing board or the voluntary surrender of a license, registration, or certification in lieu of the completion of an investigation or final disciplinary action; and

(D) either verification that the standards for licensure, certification, or registration as a marriage and family therapist in that jurisdiction are substantially equivalent to the standards in Kansas or verification that the applicant has earned a master's degree in marriage and family therapy, the date on which the applicant earned the degree, and the name of the university or college granting the degree.

The completed form shall be returned to the board by the licensing agency and shall not be forwarded to the applicant.

(3) If the applicant is seeking licensure based on reciprocity under the provisions of paragraph (a)(2) of K.S.A. 65-6406, and amendments thereto, rather than on the basis that the standards for licensure, registration, or certification are substantially equivalent to the standards for licensure as a marriage and family therapist in Kansas, the applicant shall ensure that following additional documentation is submitted:

(A) An attestation by the applicant that the applicant engaged in the professional practice of marriage and family therapy an average of at least 15 hours per week for nine months during each of the five years immediately preceding the date of application for licensure based on reciprocity; and

(B) if the licensing agency does not provide verification that the applicant holds a master's degree in marriage and family therapy, an original transcript sent directly from the university or college granting the degree that identifies all applicable graduate coursework and the date on which the applicant was granted a master's degree in marriage and family therapy.

(c) In addition to complying with the requirements of subsection (b), each applicant for licensure as a clinical marriage and family therapist shall demonstrate competence to diagnose and treat mental disorders by submit-

ting at least two of the following three forms of documentation:

(1)(A) A transcript sent directly from a regionally accredited university or college documenting satisfactory completion of 15 graduate credit hours supporting diagnosis or treatment of mental disorders using the diagnostic and statistical manual of mental disorders as specified in K.A.R. 102-5-14. Three of the 15 credit hours shall consist of a discrete academic course with the primary and explicit focus of psychopathology and the diagnosis and treatment of mental disorders as classified in the diagnostic and statistical manual of mental disorders. The remaining 12 graduate credit hours shall consist of academic courses with the primary and explicit focus of diagnostic assessment, interdisciplinary referral and collaboration, treatment approaches, and professional ethics, or coursework that specifically contains identifiable, equivalent instruction; or

(B) verification from either the licensing agency or the testing service that the applicant passed a national clinical examination approved by the board, including the applicant's score on the exam and the passing score established for the exam;

(2) one or both of the following types of documentation, which shall cover periods of time totaling at least three years:

(A) An attestation by a supervisor or other designated representative of the applicant's employer that the applicant has at least three years of clinical practice, including at least eight hours of client contact per week during nine months or more of each year, in a community mental health center or its affiliate, a state mental hospital, or another employment setting in which the applicant engaged in clinical practice that included diagnosis or treatment of mental disorders; or

(B) an attestation by the applicant that the applicant engaged in a minimum of three years of independent clinical practice that included diagnosis or treatment of mental disorders, as well as supporting documentation in the form of a published job description, a description of the applicant's practice in a public information brochure, a description of services in an informed consent document, or other similar published statements demonstrating that the applicant has engaged in independent clinical practice for a minimum of three years; or

(3) an attestation that the applicant has demonstrated competence in diagnosis or treatment of mental disorders and that is signed by a professional licensed to practice medicine and surgery, or by a professional licensed psychologist, a licensed specialist clinical social worker, or another professional licensed to diagnose and treat mental disorders in independent practice. (Authorized by K.S.A. 65-6406, as amended by L. 2003, Ch. 129, Sec. 4, K.S.A. 74-7507; implementing K.S.A. 65-6406, as amended by L. 2003, Ch. 129, Sec. 4, K.S.A. 65-6408 and 65-6411; effective, T-102-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

Phyllis Gilmore  
Executive Director

Doc. No. 029932

State of Kansas

Office of the State Bank Commissioner  
Division of Consumer and Mortgage Lending

Permanent Administrative  
Regulations

Article 6.—UNIFORM CONSUMER CREDIT CODE

75-6-33. **Record retention.** (a) Each licensee shall retain the documentation specified in this subsection for two years after making the final entry to each loan. If the loan is a revolving loan account, this two-year period shall be measured from the date of each entry:

- (1) The application;
- (2) the good faith estimate;
- (3) the settlement statement;
- (4) an appraisal performed by a Kansas-licensed or Kansas-certified appraiser completed within 12 months before the loan closing date, or the total appraised value of the real estate, as reflected in the most recent records of the tax assessor of the county in which the real estate is located;
- (5) the high loan-to-value notice required by K.S.A. 16a-3-207 and amendments thereto, if applicable to the loan;
- (6) if applicable, the special disclosures required by regulation Z in 12 CFR 226.32(c) and 226.34(a)(2), as amended and in effect on January 1, 2003, which are hereby adopted by reference;
- (7) any written agreements with the borrower that describe rates, fees, broker compensation, and any other similar fees;
- (8) the note and any other applicable contract addendum or rider;
- (9) a copy of the filed mortgage or deed;
- (10) a copy of the title policy or search;
- (11) the early and final truth-in-lending disclosure statements, including an itemization of the amount financed and an itemization of any prepaid finance charges;
- (12) any credit insurance requests and insurance certificates;
- (13) all paid invoices for appraisal, title work, credit report, and any other closing costs;
- (14) the right of rescission notice or waiver;
- (15) the transfer of mortgage servicing disclosure, if applicable;
- (16) a complete payment history on serviced accounts, including the following:
  - (A) An explanation of transaction codes; if used;
  - (B) the principal balance;
  - (C) the payment amount;
  - (D) the payment date;
  - (E) the distribution of the payment amount to the following:
    - (i) Interest;
    - (ii) principal;
    - (iii) late fee; and
    - (iv) escrow; and
  - (F) any other amounts that have been added to, or deducted from, a consumer's account;

- (17) the assignment of the mortgage and note, if applicable; and
  - (18) the initial escrow statement, if applicable.
- (b) In addition to meeting the requirements specified in subsection (a), each licensee shall maintain the following information for at least the previous 24 months:
- (1) A log of all accounts paid by credit insurance; and
  - (2) a log of repossessed accounts. (Authorized by K.S.A. 2002 Supp. 16a-6-104; implementing K.S.A. 2002 Supp. 16a-2-304; effective Oct. 31, 2003.)

Kevin Glendening, Administrator  
Uniform Consumer Credit Code

Doc. No. 029939

State of Kansas

Department of Commerce

Temporary Administrative  
Regulations

Article 10.—LOW INCOME HOUSING  
TAX CREDITS

110-10-1. **Selection criteria for review and award of low income housing tax credits.** (a) The following objective scoring matrix, including the following criteria and the maximum points that may be assigned to each criterion, shall be used in the review and award of low income housing tax credits authorized to the state of Kansas by section 42 of the United States internal revenue code:

Description of Criteria	Maximum Number of Points
(1) project location .....	50 points
(2) the housing needs characteristics for the market of the area in question .....	45 points
(3) project characteristics, including whether the project includes the use of existing housing as part of a community revitalization plan and whether the project is intended for eventual tenant ownership .....	80 points
(4) sponsor characteristics .....	10 points
(5) whether the project is designed to serve tenant populations with special housing needs, including tenant populations of households with children and units limited to tenants 55 years and older or to tenants with special needs .....	75 points
(6) whether the project will accept referrals of tenants who are on public housing waiting lists .....	5 points
(7) whether the development will be located in communities that have not previously received housing tax credits or whether the developer provides a site-specific market study of the community .....	45 points

(b) Each application shall be considered in relation to the other applications in each particular round of tax credit awards. (Authorized by and implementing L. 2003, Ch. 154, Sec. 103; effective, T-110-7-1-03, July 1, 2003; effective, T-110-10-8-03, Oct. 8, 2003.)

John Moore  
Secretary of Commerce

Doc. No. 029937

## State of Kansas

## Office of the State Bank Commissioner

Permanent Administrative  
Regulations

## Article 24.—MORTGAGE BUSINESS

17-24-4. **Record retention.** (a) In any mortgage transaction in which the licensee does not close the mortgage loan in the licensee's name, the licensee shall retain the following documents for at least 25 months following the loan application date:

- (1) The application;
- (2) the good faith estimate;
- (3) the early truth-in-lending disclosure statement;
- (4) any written agreements with the borrower that describe rates, fees, broker compensation, and any other similar fees;
- (5) all advertisements and solicitations containing the information required to be disclosed by K.S.A. 9-2208(c), and amendments thereto;
- (6) an appraisal performed by a Kansas-licensed or Kansas-certified appraiser completed within 12 months before the loan closing date, or the total appraised value of the real estate as reflected in the most recent records of the tax assessor of the county in which the real estate is located;
- (7) the settlement statement; and
- (8) all paid invoices for appraisal, title work, credit report, and any other closing costs.

(b) In any mortgage transaction in which the licensee provides any money to fund the loan or closes the mortgage loan in the licensee's name, the licensee shall retain both the documents required in subsection (a) of this regulation and the following documents, for at least 25 months from the mortgage loan closing date:

- (1) The high loan-to-value notice required by K.S.A. 16a-3-207 and amendments thereto, if applicable to the loan;
- (2) the final truth-in-lending disclosure statement, including an itemization of the amount financed and an itemization of any prepaid finance charges;
- (3) any credit insurance requests and insurance certificates;
- (4) the note and any other applicable contract addendum or rider;
- (5) a copy of the filed mortgage or deed;
- (6) a copy of the title policy or search;
- (7) the assignment of the mortgage and note, if applicable;
- (8) the initial escrow statement, if applicable;
- (9) the right of the rescission notice or waiver, if applicable;
- (10) the transfer of mortgage servicing disclosure, if applicable; and
- (11) a complete payment history on serviced accounts, including the following:
  - (A) An explanation of transaction codes, if used;
  - (B) the principal balance;
  - (C) the payment amount;
  - (D) the payment date; and

(E) the distribution of the payment amount to the following:

- (i) Interest;
- (ii) principal;
- (iii) late fee; and
- (iv) escrow; and

(F) any other amounts that have been added to, or deducted from, a consumer's account.

(c) In addition to meeting the requirements specified in subsections (a) and (b) of this regulation, each licensee shall retain for at least the previous 25 months the documents related to the general business activities of the licensee, which shall include the following:

- (1) Advertising records, including copies of printed advertisements or solicitations;
- (2) the business account check ledger or register;
- (3) all financial statements, balance sheets, or statements of condition;
- (4) all escrow account ledgers and related deposit statements as required by K.S.A. 9-2213, and amendments thereto;
- (5) all lease agreements for Kansas locations; and
- (6) a schedule of the licensee's fees and charges. (Authorized by K.S.A. 9-2209; implementing K.S.A. 9-2208, 9-2213, and 9-2216; effective Oct. 31, 2003.)

Clarence W. Norris  
State Bank Commissioner

Doc. No. 029938

## State of Kansas

## Animal Health Department

Permanent Administrative  
RegulationsArticle 19.—ANIMAL BREEDERS AND  
DISTRIBUTORS; FACILITY STANDARDS,  
ANIMAL HEALTH, HUSBANDRY, AND  
OPERATIONAL STANDARDS

9-19-1. (Authorized by and implementing K.S.A. 1995 Supp. 47-1712, as amended by Sub. for 1996 HB 2607, § 15; effective, T-9-10-22-91, Oct. 28, 1991; effective Feb. 10, 1992; amended, T-9-7-1-96, July 1, 1996; amended Nov. 15, 1996; revoked, T-9-7-1-03, July 1, 2003; revoked Oct. 31, 2003.)

9-19-2 through 9-19-11. (Authorized by and implementing K.S.A. 1995 Supp. 47-1712, as amended by Sub. for 1996 HB 2607, § 15; effective, T-9-10-22-91, Oct. 22, 1991; effective Feb. 10, 1992; amended, T-9-7-1-96, July 1, 1996; amended Nov. 15, 1996; revoked, T-9-7-1-03, July 1, 2003; revoked Oct. 31, 2003.)

9-19-12. **Adoption by reference.** Each animal breeder and each animal distributor shall comply with 9 C.F.R. 3.1 through 3.12, as in effect on January 1, 2003, which are hereby adopted by reference with the following modifications, deletions, and additions:

- (a) All references to "the administrator," "APHIS," "pertinent funding federal agency," and "USDA officials" shall be deemed to refer to the commissioner.

(b) All references to “dealer” or “dealers” and to “exhibitor” or “exhibitors” shall be deemed to refer to animal breeders and animal distributors.

(c) All references to “research facility,” “research facilities,” “federal research facilities,” and “research needs,” shall be deleted.

(d) 9 C.F.R. 3.5 shall be deleted.

(e) Paragraphs (b)(5) and (c)(3) of 9 C.F.R. 3.6 shall be deleted.

(f) Paragraphs (b)(1) and (d)(2) of 9 C.F.R. 3.8 shall be deleted. (Authorized by and implementing K.S.A. 47-1712; effective, T-9-7-1-03, July 1, 2003; effective Oct. 31, 2003.)

**Article 25.—RETAIL BREEDERS FACILITY STANDARDS; ANIMAL HEALTH, HUSBANDRY, AND OPERATIONAL STANDARDS**

9-25-5. **Primary enclosures.** Each primary enclosure for dogs and cats shall meet the following minimum requirements.

(a) Definition. “Primary enclosure” means any structure or device used to restrict an animal or animals to a limited amount of space, including a room, pen, run, cage, compartment, hutch, and tether. In the case of animals restrained by a tether, primary enclosure shall include the shelter structure and the area within reach of the tether.

(b) General requirements.

(1) Each primary enclosure shall be designed and constructed of suitable materials so that it is structurally sound. Each retail breeder licensee shall keep the primary enclosure in good repair.

(2) Each primary enclosure shall be constructed and maintained so that the enclosure meets the following conditions:

(A) Has no sharp points or edges that could injure the dogs and cats;

(B) protects the dogs and cats from injury;

(C) contains the dogs and cats securely;

(D) keeps other animals from entering the enclosure;

(E) enables the dogs and cats to remain dry and clean;

(F) provides shelter and protection to all the dogs and cats from extreme temperatures and weather conditions that may be uncomfortable or hazardous;

(G) provides sufficient shade to shelter simultaneously all the dogs and cats housed in the primary enclosure;

(H) provides all the dogs and cats with easy and convenient access to clean food and water;

(I) enables all surfaces in contact with dogs and cats to be readily cleaned and sanitized in accordance with K.A.R. 9-25-6(b), or to be replaced when worn or soiled;

(J) has floors that are constructed in a manner that protects the dogs’ and cats’ feet and legs from injury. If the floor is constructed of mesh or with slats, the floor shall not allow the dogs’ and cats’ feet to pass through any openings in the floor. Any metal strands used to construct a suspended floor for the primary enclosure shall be nine-gauge wire or wire that is greater than 1/8 of an inch in diameter or shall be coated with plastic, fiberglass, or a comparable material. Any suspended floor used in a pri-

mary enclosure shall be strong enough that the floor does not sag or bend between structural supports; and

(K) provides sufficient space to allow each dog and cat to turn about freely, to stand, sit, and lie in a comfortable, normal position, and to walk in a normal manner.

(c) Additional requirements for cats.

(1) Space. The licensee shall provide the following minimum vertical space and floor space for each cat that is housed in the primary enclosure, including any weaned kitten.

(A) Each primary enclosure housing cats shall be at least 24 inches or 60.96 cm. high.

(B) Each cat with a weight up to and including 8.8 lbs. or 4 kg. shall be provided with at least 3.0 sq. ft. or 0.28 m<sup>2</sup> of floor space.

(C) Each cat with a weight over 8.8 lbs. or 4 kg. shall be provided with at least 4.0 sq. ft. or 0.37 m<sup>2</sup> of floor space.

(D) Each queen with nursing kittens shall be provided with an additional amount of floor space, based on her breed and behavioral characteristics, and in accordance with generally accepted husbandry practices. If the additional amount of floor space available for each nursing kitten is less than five percent of the minimum requirement for the queen, the housing shall first be approved by the livestock commissioner, in writing, if the commissioner determines that, under the circumstances, the space is adequate to provide for the health and well-being of the queen and her kittens.

(E) The minimum floor space required by this regulation shall not include any space occupied by food or water pans. The litter pan may be considered part of the floor space if the pan is properly cleaned and sanitized.

(2) Litter. The licensee shall provide a receptacle in each primary enclosure that contains sufficient clean litter to contain excreta and other body wastes.

(3) Resting surfaces. Each primary enclosure housing cats shall contain one or more resting surfaces that, in the aggregate, are large enough to hold simultaneously all the occupants of the primary enclosure comfortably. Each resting surface shall be elevated, impervious to moisture, and easily cleaned and sanitized or easily replaced when soiled or worn. Low resting surfaces that do not allow the space under them to be comfortably occupied by the animal shall be counted as part of the floor space.

(d) Additional requirements for dogs.

(1) Space.

(A) The licensee shall provide a minimum amount of floor space for each dog housed in the primary enclosure, including each weaned puppy, which shall be calculated as follows:

(i) Find the result of the following formula: (the length of the dog in inches + 6 inches)<sup>2</sup> = required floor space in square inches; and

(ii) convert the result of the formula to square feet as follows: Required floor space in square inches/144 = required floor space in square feet.

The length of the dog shall be measured from the tip of the dog’s nose to the base of the dog’s tail.

(B) The licensee shall provide each bitch that has nursing puppies with an additional amount of floor space,

(continued)

based upon the dog's breed and behavioral characteristics, and in accordance with generally accepted husbandry practices, as determined by the attending veterinarian. The additional amount of floor space for each nursing puppy shall not be less than five percent of the minimum requirement for the bitch, unless the livestock commissioner first approves the housing based on a written determination that, under the circumstances, the space is adequate to provide for the health and well-being of the bitch and her puppies.

(C) The interior height of a primary enclosure shall be at least six inches higher than the head of the tallest dog in the enclosure in a normal standing position.

(2) Prohibited types of primary enclosures for dogs. The tethering of dogs shall be prohibited for use as a permanent primary enclosure. The tethering of dogs on a temporary basis shall be prohibited for use as a primary enclosure, unless the livestock commissioner determines that tethering for a limited, specified period of time will not adversely affect the health and well-being of the dog.

(e) Innovative primary enclosures. Any licensee may use an innovative primary enclosure not precisely meeting the floor area and height requirements provided in this regulation, if the livestock commissioner determines that the primary enclosure will provide the dogs or cats with a sufficient volume of space and the opportunity to express species-typical behavior. (Authorized by and implementing K.S.A. 47-1712; effective, T-9-7-1-96, July 1, 1996; effective Nov. 15, 1996; amended, T-9-7-1-03, July 1, 2003; amended Oct. 31, 2003.)

**9-25-6. Cleaning, sanitization, housekeeping, and pest control.** (a) Cleaning of primary enclosures.

(1) Each retail breeder licensee shall remove excreta and food waste from the inside of each primary enclosure daily and from under primary enclosures as often as necessary to prevent an excessive accumulation of feces and food waste, to prevent the soiling of the dogs or cats contained in the primary enclosures, and to reduce disease hazards, insects, pests, and odors.

(2) When steam or water is used to clean the primary enclosure, whether by hosing, flushing, or other methods, the licensee shall remove the dogs and cats, unless the enclosure is large enough to ensure that the animals would not be harmed, wetted, or distressed in the process. The licensee shall remove all standing water from the primary enclosure and shall protect animals in other primary enclosures from contamination with water and other wastes during the cleaning.

(3) The licensee shall clean the pans under each primary enclosure with a grill-type floor and the ground area under each raised run with a wire, mesh, or slatted floor as often as necessary to prevent accumulation of feces and food waste and to reduce disease hazards, pests, insects, and odors.

(b) Sanitization of primary enclosures and food and water receptacles.

(1) Each licensee shall clean and sanitize each used primary enclosure and each used food and water receptacle using one of the methods prescribed in paragraph (b)(3) before the primary enclosure or food and water receptacle is used to house, feed, or water another dog, cat, or social grouping of dogs or cats.

(2) The licensee shall sanitize all used primary enclosures and food and water receptacles for dogs and cats at least once every two weeks using one of the methods prescribed in paragraph (b)(3), and more often if necessary to prevent an accumulation of dirt, debris, food waste, excreta, and other disease hazards.

(3) Each licensee shall sanitize hard surfaces of primary enclosures and food and water receptacles using one of the following methods:

(A) Spraying all surfaces with live steam under pressure;

(B) washing all surfaces with hot water that is at least 180° F or 82.2° C and with soap or detergent, using a mechanical cage washer or similar device; or

(C)(i) Washing all soiled surfaces with appropriate detergent solutions and disinfectants, or with a product that is a combination of a detergent and a disinfectant that accomplishes the same purpose;

(ii) thoroughly cleaning the surfaces to remove all organic material and mineral buildup and to provide sanitization; and

(iii) rinsing with clean water.

(4) Each licensee shall sanitize all pens, runs, and outdoor housing areas containing material that cannot be sanitized using the methods provided in paragraph (b)(3), including gravel, sand, grass, earth, or absorbent bedding, by removing the contaminated material as necessary to prevent odors, diseases, pests, insects, and vermin infestation.

(c) Housekeeping for premises. Each licensee shall keep the premises where the housing facilities are located, including buildings and surrounding grounds, clean and in good repair to protect the animals from injury, to facilitate the husbandry practices required in this article, and to reduce or eliminate breeding and living areas for rodents and other pests and vermin. The licensee shall keep the premises free of accumulations of trash, junk, waste products, and discarded matter. The licensee shall control weeds, grasses, and bushes so as to facilitate cleaning of the premises and pest control, and to protect the health and well-being of the animals.

(d) Pest control. Each licensee shall establish and maintain an effective program for the control of insects, external parasites affecting dogs and cats, and birds and mammals that are pests so as to promote the health and well-being of the animals and reduce contamination by pests in animal areas. (Authorized by and implementing K.S.A. 47-1712; effective, T-9-7-1-96, July 1, 1996; effective Nov. 15, 1996; amended, T-9-7-1-03, July 1, 2003; amended Oct. 31, 2003.)

**Article 26.—EUTHANASIA**

9-26-1. **Euthanasia methods.** (a) Adoption by reference. The report entitled "2000 Report of the AVMA Panel on Euthanasia," in the journal of the American veterinary medical association (JAVMA), vol. 218, no. 5, pages 669-696, including all tables, references, and appendices, as published on March 1, 2001, is adopted by reference.

(b) Acceptable methods of euthanasia. Each licensee shall use only those methods of euthanasia identified in

the "2000 Report of the AVMA Panel of Euthanasia" as "acceptable" forms of euthanasia for the species of animal that is to be euthanized.

(c) Proper handling of animals during euthanasia procedure. Each licensee and permit holder who euthanizes animals shall follow the recommendations and guidelines for the handling and care of animals during the euthanasia process, as set out in the "2000 Report of the AVMA Panel on Euthanasia." (Authorized by K.S.A. 47-1712; implementing K.S.A. 47-1718; effective Nov. 15, 1996; amended, T-9-7-1-03, July 1, 2003; amended Oct. 31, 2003.)

George Teagarden  
Kansas Livestock Commissioner

Doc. No. 029921

## State of Kansas

### Department of Agriculture Division of Water Resources

#### Permanent Administrative Regulations

#### Article 25.—BIG BEND GROUNDWATER MANAGEMENT DISTRICT NO. 5

5-25-1. **Definitions.** As used in these regulations for the Big Bend groundwater management district no. 5, unless the context clearly requires otherwise, the following words and phrases shall have the meaning ascribed to them in this regulation:

(a) "Aquifer" means a geologic formation capable of yielding water in a quantity sufficient to supply water to a spring or pumping well.

(b) "Baseflow" means groundwater that seeps, flows, or is otherwise naturally discharged from an aquifer into a stream.

(c) "Baseflow node" means an artificial point located in the channel of a stream for the purpose of allocating a proportional amount of the baseflow to be considered when evaluating a new application to appropriate water from a proposed point of diversion located within two miles of the node.

(d) "Baseflow node allocation" means the annual quantity of water assigned to a baseflow node expressed in acre-feet per year. The baseflow node allocation shall be based on the natural discharge to a stream, which shall be the rate of flow in the stream that is equaled or exceeded 90 percent of the time.

(e) "Bedrock aquifer" means any consolidated material and unconsolidated material that is older than the Dakota formation of the Dakota aquifer system, as defined in K.A.R. 5-1-1, and that will yield water in a quantity sufficient to supply a spring or a pumping well.

(f) "Board" means the board of directors constituting the governing body of the Big Bend groundwater management district no. 5.

(g) "Dakota aquifer" means that portion of the Cretaceous Dakota formation that is capable of yielding water in a quantity sufficient to supply water to a spring or pumping well.

(h) "District" means the Big Bend groundwater management district no. 5.

(i) "Neat cement" means one 94-pound bag of Portland cement mixed with five to six gallons of clean water.

(j) "Portland cement" means class A, type I cement.

(k) "Stream" means any watercourse, or part of a watercourse, with a well-defined bed and banks that flows continuously during the calendar year, except during a drought.

(l) "Sustainable yield" means the long-term yield of the source of supply, including hydraulically connected surface water or groundwater, allowing for the reasonable raising and lowering of the water table.

(m) "Well" means any excavation that is drilled, cored, bored, washed, driven, dug, or otherwise constructed, either by nature or by man, when the proposed use of the excavation is for the acquisition, diversion, or artificial recharge of groundwater. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1980; amended May 1, 1987; amended April 19, 1996; amended Oct. 31, 2003.)

5-25-2. **Well spacing.** (a) With the exception of those wells described in subsection (b), the minimum spacing of all wells described in an application to appropriate water for beneficial use, other than those wells for domestic use, shall be 1,320 feet from the following:

(1) All other non-domestic wells and proposed non-domestic wells that carry an earlier priority; and

(2) baseflow nodes.

Non-domestic wells shall be 660 feet from all existing domestic wells, except those domestic wells owned by the applicant.

(b)(1) Each replacement well drilled within 100 feet of the originally authorized point of diversion shall be exempt from the well spacing requirement of subsection (a).

(2) Each non-domestic well that proposes the withdrawal of groundwater from the Dakota aquifer or any bedrock aquifer shall be one mile from all other wells withdrawing groundwater from the same formation, including domestic wells, except those domestic wells owned by the applicant. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1980; amended April 19, 1996; amended Oct. 31, 2003.)

5-25-2a. **Change in point of diversion.** (a) The location of a well requested in an application to change a point of diversion shall be no more than 2,640 feet from the point of diversion currently authorized by a vested right, appropriation right, or an application to appropriate water for beneficial use. This well shall also meet the minimum spacing requirement established in K.A.R. 5-25-2. If the point of diversion was not completed at the currently authorized point of diversion, the location of a well requested in an application to change the point of diversion shall be no more than 2,640 feet from the last authorized point of diversion for which the diversion works were completed.

(b) If the current authorization for a well requires one or more observation wells to be installed in accordance with K.A.R. 5-25-10, then the approval of an application for a change in the point of diversion shall also require

(continued)

the installation of one or more new observation wells in accordance with K.A.R. 5-25-10 if either of the following conditions exists:

(1) The well is proposed to be located 300 feet or more from the currently authorized well location.

(2) The well is proposed to be located more than 50 feet and less than 300 feet from the currently authorized well location, and the water quality analysis required pursuant to K.A.R. 5-25-10 shows that the chloride concentration exceeds 500 milligrams per liter (mg/l) at the currently authorized well location.

(c) The number and location of test holes or observation wells required for the approval of an application to change the point of diversion from a single well to a battery pursuant to subsection (b) shall be based on the locations and the number of wells in the proposed battery. Hydrologic factors, including groundwater flow direction, lithology, and chlorides at the location, shall be considered.

(d) An approval of an application to change the point of diversion shall not authorize the proposed well to be completed in an aquifer other than the aquifer or aquifers in which the currently authorized well was authorized to be completed. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

5-25-3. **Reasonable appropriation.** (a) An application for a permit to appropriate water for irrigation use shall not be recommended by the board for approval for a quantity in excess of those quantities specified in K.A.R. 5-3-19.

(b) For livestock and poultry, the maximum annual quantity of water shall be limited to those quantities specified in K.A.R. 5-3-22.

(c) For all uses of water, the quantity of water requested shall be reasonable for the proposed beneficial use, and the approval shall neither impair an existing right nor prejudicially and unreasonably affect the public interest. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, K.S.A. 2002 Supp. 82a-711, and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1980; amended April 19, 1996; amended Oct. 31, 2003.)

5-25-4. **Sustainable yield.** (a) Except as set forth in subsections (b) and (c), the district has been determined to be appropriated to the sustainable yield level, and therefore the entire district shall be closed to further new surface water and groundwater appropriations filed on or after December 17, 1998.

(b) The following types of applications shall be exempt from the closure of the district to new appropriations of water described in subsection (a):

(1) Domestic use;

(2) temporary permits;

(3) applications for a change in the point of diversion for which the diversion works have been completed under the original approved application;

(4) standby wells used for emergency purposes only;

(5) permits to appropriate 15 acre-feet of water or less per year that are exempt pursuant to K.A.R. 5-25-15;

(6) term permit applications of one year or less and those term applications meeting the requirements of K.A.R. 5-25-13;

(7) permits to appropriate water from a bedrock aquifer;

(8) permits to appropriate water from the Dakota aquifer if the applicant can show either of the following:

(A) No Pleistocene aquifer exists within 5,280 feet of the proposed well location; or

(B) there is a significant difference in hydraulic head between the Pleistocene aquifer and the Dakota aquifer; and

(9) an application that proposes to use water in a manner so that there is no significant consumptive use of the local source of supply either in quantity or availability of water for use by other appropriators.

(c)(1) For each application for a change in the point of diversion, if the diversion works have not been completed, the application shall be exempt from the closure to new appropriations set forth in subsection (a). However, the proposed appropriation, when added to the vested rights, prior appropriation rights, earlier priority applications, term permits for more than a year, and all baseflow node allocations within a two-mile-radius circle whose center is the location of the proposed well, shall not exceed 1,500 acre-feet. It shall be assumed for purposes of analysis that all prior applications, permits, certificates, and vested rights are being fully exercised and that all limitation clauses listed on permits and certificates are in force.

(2) If part of the area within the two-mile-radius circle around the proposed well location is outside the district boundaries, the 1,500 acre-feet quantity of water referred to above in paragraph (c)(1) shall be reduced proportionately by the percentage of the circle lying outside of the district boundaries. Only the baseflow node allocations, vested rights, prior appropriations, earlier priority applications, and term permits for more than one year ascribed to wells within the portion of the circle within the district shall be considered.

(3) If all of the wells authorized under a vested right or an application are not included inside the circumference of the circle, then a reasonable quantity shall be allocated to each well based upon the best available information.

(4) Each analysis for an application for a change in the point of diversion referred to in subsection (c) shall include all applications with a priority earlier than the priority established by the filing of the application for change. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, K.S.A. 2002 Supp. 82a-708b, and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1980; amended May 1, 1981; amended, T-86-4, March 22, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended April 19, 1996; amended March 16, 2001; amended Oct. 31, 2003.)

5-25-5. **Well equipment.** (a) Each non-domestic well, except any well authorized by a temporary permit, shall be equipped with a water flowmeter that meets or exceeds the requirements of subsection (c).

Each non-domestic, non-temporary well not subject to regulation under the Kansas chemigation safety law,

K.S.A. 2-3301 et seq. and amendments thereto, shall be equipped with an in-line, automatic, quick-closing check valve capable of preventing pollution of the source of water supply.

(b) Each check valve installed shall meet or exceed the specifications set forth in K.A.R. 5-6-13a.

(c) Each water flowmeter required by the board, or pursuant to a regulation adopted by the chief engineer, before the effective date of this regulation, shall meet or exceed applicable requirements of article 1 of the division's regulations. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1980; amended May 1, 1985; amended April 19, 1996; amended Oct. 31, 2003.)

**5-25-8. Waste of water.** A person shall not commit or allow a waste of water as defined in K.A.R. 5-1-1. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1980; amended April 19, 1996; amended Oct. 31, 2003.)

**5-25-10. Test holes and water quality analyses.** (a) Except for those types of applications described in K.A.R. 5-25-4(b), each applicant proposing to divert groundwater for non-domestic use within the district shall drill a test hole that shall meet the following requirements:

(1) Be drilled within 20 feet of the proposed well to the bottom of the aquifer;

(2) be completed as an observation well according to the following specifications:

(A) A casing made of schedule 80 PVC with a minimum outside diameter of three inches shall be used;

(B) five feet of well screen shall be installed at the base of the usable aquifer;

(C) the annular space shall be grouted with neat cement from the top of the well screen to the land surface; and

(D) centralizers shall be placed on the casing at intervals of not greater than 40 feet starting at the bottom of the casing; and

(3) be drilled under the supervision of the district.

(b) Each applicant shall have a water sample taken from within five feet of the bottom of the aquifer and shall have the water sample analyzed for chloride content by a laboratory certified by the Kansas department of health and environment. The applicant shall furnish the results of the water quality analysis and a copy of the test hole log to the district.

(c) If the analysis of the water sample taken within five feet of the bottom of the aquifer indicates that the chloride content exceeds 500 milligrams per liter (mg/l), the application to appropriate water shall be recommended for denial by the district unless both of the following conditions are met:

(1) The applicant shows that approval of the application will not cause an unreasonable deterioration of the water quality nor prejudicially and unreasonably affect the public interest.

(2) The applicant desires to proceed and is willing, at the applicant's expense, to drill and complete at least two additional observation wells at locations to be determined by the district based on the lithology and the con-

struction of the proposed well. Both of these two additional observation wells shall be constructed according to specifications adopted by the district and in the presence of a representative of the district. The two additional observation wells shall be constructed and screened above the saltwater and freshwater interface at a depth specified by the district. If the proposed point of diversion is to be a well battery, the number and location of the test holes and observation wells required shall be determined by the district based on the best hydrogeologic information available, including groundwater flow direction, lithology, and chloride levels.

(d) If at any time the chloride concentration in either of the latter two observation wells exceeds 500 mg/l, the owner shall reduce the instantaneous rate of pumping or the annual quantity pumped, or both, as necessary to reduce the chloride concentration in both observation wells to below 500 mg/l.

(e) The permit shall be dismissed and the owner shall properly plug the well at the owner's expense if either of the following occurs:

(1) Within one year after the chloride concentrations exceed 500 mg/l in either of the two observation wells, the chloride concentrations are not reduced below 500 mg/l.

(2) Operation of the well causes impairment of any other water right, including a domestic water right. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1983; amended April 19, 1996; amended Oct. 31, 2003.)

**5-25-11. Determination of well locations.** If a question arises as to where a well is located, the burden of proof shall remain upon the applicant to show the actual location of the well in question. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective May 1, 1983; amended Oct. 31, 2003.)

**5-25-12. Approval of application for additional rate only.** Each application for a permit to appropriate water for beneficial use that requests only an increase in the authorized rate of diversion, and no net increase in maximum annual quantity, from a specific point of diversion already authorized by another water right or approval of application shall be exempt from meeting the requirements of K.A.R. 5-25-4 if the application meets the requirements of K.A.R. 5-4-5. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

**5-25-13. Term permits.** The approval of an application, or an extension of a term permit, for more than one year may be granted only if one of the following conditions is met:

(a) The term permit authorizes the use of contaminated water. For the purpose of this regulation, water containing chlorides in excess of 1,000 milligrams per liter (mg/l) shall be considered to be contaminated. For other types of contamination, the level of contamination at which an

(continued)

application may be approved in accordance with this regulation shall be based on the best information available.

(b) The term permit authorizes the use of water for aquifer remediation.

(c) The term permit authorizes hydraulic dredging.

(d) The applicant demonstrates that approval of an extension of the expiration date of a term permit for more than one year will neither impair a use under an existing water right or approval of application nor prejudicially and unreasonably affect the public interest. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

5-25-14. **Battery of wells.** (a) An application for a change in point of diversion to convert one well to a battery of wells, as defined in K.A.R. 5-1-1, shall not be considered for approval unless all of the criteria in paragraph (a)(1), (2), or (3) below are met:

(1)(A) The proposed battery of wells meets the definition of a battery of wells as defined in K.A.R. 5-1-1.

(B) The time to construct the diversion works has not expired.

(C) The proposed rate of diversion does not exceed the currently authorized rate of diversion.

(2)(A) The proposed battery of wells meets the definition of a battery of wells as defined in K.A.R. 5-1-1.

(B) Water is available for appropriation at the geocenter of the proposed well battery based on the criteria set forth in K.A.R. 5-25-4(c).

(C) The proposed rate of diversion does not exceed the currently authorized rate of diversion.

(3)(A) The proposed battery of wells meets the definition of a battery of wells as defined in K.A.R. 5-1-1.

(B) A certificate of appropriation has been issued pursuant to K.S.A. 82a-714 and amendments thereto.

(C) The maximum instantaneous rate of diversion approved shall be either of the following:

(i) The maximum instantaneous rate of diversion under normal operating conditions actually used during any of the three consecutive calendar years before the date of the application for change; or

(ii) the tested rate of diversion achieved under actual operating conditions made by a tester approved by the chief engineer. The test of the rate of diversion shall be made within six months either before or after the change application is filed.

(D) The proposed rate of diversion does not exceed the currently authorized rate of diversion.

(b) In addition to meeting the requirements specified in subsection (a), the applicant shall also demonstrate that approval of the battery of wells will not impair existing water rights or approvals of applications and will not prejudicially and unreasonably affect the public interest.

(c) Each permit shall also be conditioned by the chief engineer so that the permit is subject to K.A.R. 5-25-2a (b) and (c). (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, K.S.A. 2002 Supp. 82a-706b, and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

5-25-15. **Exemptions for up to 15 acre-feet of groundwater.** Except as specified in subsection (b), an ap-

plication to appropriate groundwater for up to 15 acre-feet of water shall be approved if all of the criteria in subsection (a) are met:

(a) (1) The sum of the annual quantity of water requested by the new application and the total annual quantities authorized by prior approvals of applications because of an exemption pursuant to this regulation does not exceed 15 acre-feet in a ½-mile-radius circle surrounding the proposed point of diversion.

(2) The proposed well meets the well spacing criteria set forth in K.A.R. 5-25-2.

(3) The approval of application will not authorize an additional quantity of water out of an existing authorized well with a non-domestic permit or water right that would result in a total combined annual quantity of water authorized from that well in excess of 15 acre-feet.

(4) The applicant demonstrates that approval of up to 15 acre-feet of water will not impair existing water rights or approvals of applications and will not prejudicially and unreasonably affect the public interest.

(5) All other criteria for processing a new application to appropriate water have been met.

(b) Exemptions to approve a new application to appropriate water in accordance with this regulation shall not be approved if the exemption would conflict with one of the following:

(1) The provisions of an intensive groundwater use control area order issued by the chief engineer pursuant to K.S.A. 82a-1036 through K.S.A. 82a-1040, and amendments thereto; or

(2) the implementation of a water right purchase program in the Rattlesnake creek basin in both of the following:

(A) The corridor; and

(B) the number two priority area as shown in figure two of the Rattlesnake creek management plan accepted by the chief engineer on July 11, 2000.

(c) After the use of up to 15 acre-feet has been approved pursuant to this regulation, no application for change shall be approved for that quantity of water that would authorize that water to be diverted from another authorized point of diversion.

(d) An application approved as an exemption under this regulation shall not be leased or placed in a water bank so that it can be diverted at another location. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, K.S.A. 2002 Supp. 82a-711, and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

5-25-16. **Water quality analyses and observation wells in the Rattlesnake creek subbasin.** Groundwater rights that have points of diversion located in the Rattlesnake creek subbasin east and north of federal highways US-281 and US-50 shall be subject to the following requirements: (a) The water right owner, or the authorized representative, shall test water samples to determine, as needed, whether the water being pumped contains more than 300 milligrams of chlorides per liter. The district may require the tests to be made at a frequency not to exceed once in 365 days.

All water quality samples shall be taken in the presence of an authorized representative of the district, and one-

half of the sample shall be given to the authorized representative of the district when the sample is taken. The owner shall have the water sample analyzed for chloride content by a laboratory certified by the Kansas department of health and environment. The applicant shall furnish the results of the water quality analysis to the district within 60 days after the date the sample was taken.

(b) If the analysis of the water sample taken indicates that the chloride content exceeds 300 milligrams of chlorides per liter, the owner shall be required, before any approval of a change in point of diversion, to drill an observation well to bedrock in the manner specified in K.A.R. 5-25-10(a). (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, K.S.A. 2002 Supp. 82a-708b, and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

**5-25-17. Voluntary reductions of water rights in the Rattlesnake creek subbasin.** Each water right owner in the Rattlesnake creek subbasin that agrees to meet, and does meet, all of the conditions specified in subsections (a) through (e) no later than March 31, 2004 on a water right for a center pivot irrigation system with a priority date on or before April 12, 1984 shall receive a credit toward any reduction required by alternative management actions implemented in accordance with the Rattlesnake creek basin management program accepted by the chief engineer on July 11, 2000. The amount of the credit shall be calculated by multiplying by 1.5 the total number of years that the water right has been voluntarily reduced in accordance with the terms of this regulation before any alternative actions are taken under this program times the quantity of water that was voluntarily reduced. Water right owners who have taken a reduction in their water right under this regulation shall have any further reduction through the Rattlesnake creek basin management program based on the authorized amount before a voluntary reduction is made under this regulation.

(a) The owner permanently reduces the maximum number of acres actually irrigated in any one calendar year during the period 1987 through 1996 by the number of acres previously watered by the end gun and provides documentation to the chief engineer of the number and location of the acres irrigated by the end gun during the period 1987 through 1996.

(b) The owner removes the end gun from the center pivot and certifies to the chief engineer what type of end gun has been removed.

(c) The owner installs pressure regulators on the center pivot to prevent the same rate of diversion from being pumped after the end gun is removed as was pumped before the end gun was removed and certifies to the chief engineer what pressure regulators have been installed.

(d) The chief engineer permanently reduces the authorized place of use of that water right by the maximum number of acres actually irrigated in any one calendar year by the end gun during the period 1987 through 1996.

(e) The chief engineer permanently reduces the maximum annual quantity authorized by that water right by the quantity of water that is calculated by multiplying the number of acres previously watered by the end gun times the net irrigation requirements (NIR) for the 50 percent

chance rainfall for the county in which the point of diversion is located, as set forth in K.A.R. 5-5-12. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

**5-25-18. Changes of well locations within the Rattlesnake creek basin.** (a) Each application to change the location of a well within the Rattlesnake creek basin by more than 2,640 feet may be approved by the chief engineer if all of the following conditions are met:

(1) The source of water supply for the currently authorized well and the proposed well is the Rattlesnake creek basin as defined in K.A.R. 5-6-15.

(2) The currently authorized well is located within the corridor or the number two priority decline area as defined in figure two of the Rattlesnake creek management plan accepted by the chief engineer on July 11, 2000.

(3) The well will be moved to a location outside the corridor or the number two priority decline area as defined in figure two of the Rattlesnake creek management plan accepted by the chief engineer on July 11, 2000.

(4) The average saturated thickness in the two-mile-radius circle in which the proposed well will be located is greater than 40 feet as shown on the saturated thickness map adopted by reference in K.A.R. 5-25-19.

(5) The water level within the two-mile-radius circle surrounding the proposed well location has not declined in excess of 20 feet of the predevelopment water level as shown in Kansas geological survey bulletins numbered 65, 80, and 88.

(6) The change proposes the relocation of all the water right or a divided water right.

(7) No other well has previously been authorized by the chief engineer to be relocated within a one-mile radius of the proposed well location under the provisions of this regulation, or the applicant demonstrates that the proposed well will not impair existing water rights.

(8) The water right that is proposed to be changed is vested or certified.

(9) All other statutory and regulatory requirements for approval of a change in point of diversion that do not conflict with this regulation are met.

(b) The approval of the change in point of diversion shall be subject to the conditions specified in this subsection:

The approval of the application to change the point of diversion shall be subject to review by the chief engineer 10 years after the approval of the change application. If the water level at the new well location has declined in excess of 10 feet from the date the new well was drilled, for the sole purpose of administering wells concerning direct impairment, the new well shall be considered to have the priority of the date of the application to change the point of diversion. The owner of the well shall have the option of applying for another change in point of diversion.

(c) The quantity of water that can be approved for a change in point of diversion meeting the requirements of subsection (a) above shall be determined based on the following tables.

*(continued)*

point value for each column at right	saturated thickness at proposed well site, in feet	Points	
		quantity of water authorized in two-mile-radius circle around proposed well, in acre-feet	feet of decline in two-mile-radius circle around proposed well since pre-development
1	146+	0-1,500	0-4
2	111-145	1,501-3,000	5-8
3	91-110	3,001-4,500	9-12
4	66-90	4,501-6,000	13-16
5	41- 65	6,001+	17-20

Percent of a water right that can be moved to a new location

number of points scored by proposed well	percent of water right that can be moved to new well location
3-6	100
7-9	90
10-12	80
13-15	70

(Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

5-25-19. **Saturated thickness map.** (a) The following electronic data files, all dated July 10, 2002 and prepared by the district using data developed by the Kansas geological survey and the district, are hereby adopted by reference by the chief engineer:

- (1) Rattlesnake basin.dbf;
- (2) Rattlesnake basin.sbn;
- (3) Rattlesnake basin.sbx;
- (4) Rattlesnake basin.shp;
- (5) Rattlesnake basin.shx; and
- (6) Wln.dbf.

(b) Except as set forth in subsection (c), the electronic data files described in subsection (a) shall be used in all situations in which determination of the saturated thickness of the aquifer within the boundaries of the district is necessary.

(c) The saturated thickness shown in the electronic data files shall be used unless the applicant provides, or the chief engineer has available, better or more site-specific data concerning the actual saturated thickness of the two-

mile-radius circle surrounding the well in question. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; effective Oct. 31, 2003.)

5-25-20. **Recommendations by the board.** (a) The following types of applications shall be submitted by the chief engineer to the district for review and recommendation:

- (1) All applications to appropriate water for beneficial use, except for temporary use and domestic use; and
- (2) all applications to change the point of diversion, place of use, the use made of the water, or any combination thereof, except applications to move the point of diversion less than 300 feet.

(b) The district shall conduct a review of the proposed application. Except as set forth in subsection (d), the district's recommendation to the chief engineer shall be consistent with the provisions of the Kansas water appropriation act, the groundwater management district act, and the regulations adopted by the chief engineer pursuant to those acts.

(c) Within 15 working days after the date the chief engineer submits the application to the district for review, or within any extension of time authorized by the chief engineer, the district shall submit its findings and recommendation for approval, denial, or modification of the application and shall specify the basis for the recommendation.

(d) The district may submit to the chief engineer a written recommendation of an exemption from or a waiver of a regulation. If the district submits such a recommendation, the district shall demonstrate to the chief engineer that the granting of the proposed waiver or exemption will not prejudicially and unreasonably affect the public interest and will not cause impairment of any existing water right. (Authorized by K.S.A. 82a-706a and K.S.A. 2002 Supp. 82a-1028; implementing K.S.A. 82a-706, K.S.A. 82a-706a, and K.S.A. 2002 Supp. 82a-711; effective Oct. 31, 2003.)

David L. Pope, P.E.  
Chief Engineer  
Division of Water Resources

Doc. No. 209931

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2000 Volumes and 2002 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-31	Amended	V. 21, p. 767
1-2-42	Amended	V. 21, p. 767
1-2-42a	Amended	V. 21, p. 767
1-2-48	Revoked	V. 21, p. 767

1-5-22	Amended	V. 21, p. 767
1-5-29	Amended	V. 21, p. 767
1-6-3	Amended	V. 21, p. 767
1-6-21	Amended	V. 21, p. 768
1-6-23	Amended (T)	V. 22, p. 466
1-6-23	Amended	V. 22, p. 1230
1-6-26a	New	V. 21, p. 768
1-9-4	Amended	V. 21, p. 768
1-9-5	Amended	V. 21, p. 769
1-9-7b	Amended	V. 21, p. 2048
1-11-1	Amended	V. 21, p. 770
1-14-12a	Revoked	V. 21, p. 770
1-16-18	Amended	V. 21, p. 146
1-45-1 through 1-45-7	Revoked	V. 22, p. 226
1-45-7a	Revoked	V. 22, p. 226
1-45-8 through 1-45-14	Revoked	V. 22, p. 226
1-45-15	Amended (T)	V. 21, p. 1942
1-45-15	Revoked	V. 22, p. 226
1-45-16	Amended (T)	V. 21, p. 1942
1-45-16	Revoked	V. 21, p. 226

1-45-17	Revoked	V. 22, p. 226
1-45-18 through 1-45-24	New	V. 22, p. 226-228
1-47-1	Amended	V. 22, p. 850
1-49-1	Amended	V. 22, p. 851
1-49-12	New	V. 22, p. 851

AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-2-2	Amended	V. 21, p. 1944
3-2-3	Amended	V. 21, p. 1944

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-1-17	Amended (T)	V. 21, p. 1174
4-1-17	Amended	V. 21, p. 1749
4-4-2	Amended	V. 21, p. 1749
4-4-900	Amended	V. 22, p. 1191
4-4-956	Amended	V. 22, p. 1192
4-4-982	Amended	V. 22, p. 1192
4-4-983	Amended	V. 22, p. 1192

4-4-985	New	V. 22, p. 1193
4-4-986	New	V. 22, p. 1194
4-7-2	Amended	V. 21, p. 2020
4-7-3	Amended	V. 21, p. 2020
4-7-4	Amended	V. 21, p. 2020
4-7-6	Amended	V. 21, p. 2021
4-7-213	Amended	V. 21, p. 2021
4-7-213a	Revoked	V. 21, p. 2021
4-7-214	Amended	V. 21, p. 2021
4-7-216	Amended	V. 21, p. 2021
4-7-408	Revoked	V. 21, p. 2021
4-7-507	Amended	V. 21, p. 2021
4-7-510	Amended	V. 21, p. 2021
4-7-511	Revoked	V. 21, p. 2021
4-7-512	Revoked	V. 21, p. 2022
4-7-513	Revoked	V. 21, p. 2022
4-7-530	Amended	V. 21, p. 2022
4-7-531	Amended	V. 21, p. 2022
4-7-532	Amended	V. 21, p. 2022
4-7-533	Amended	V. 21, p. 2022
4-7-715	Amended	V. 21, p. 2022
4-7-716	Amended	V. 21, p. 2022
4-7-717	Amended	V. 21, p. 2023
4-7-718	Amended	V. 21, p. 2023
4-7-719	Amended	V. 21, p. 2023
4-7-720	Revoked	V. 21, p. 2023
4-7-721	Revoked	V. 21, p. 2023
4-7-722	Revoked	V. 21, p. 2023
4-7-802	Revoked	V. 21, p. 2023
4-7-804	New	V. 21, p. 2023
4-7-900	Amended	V. 21, p. 2024
4-7-901	Amended	V. 21, p. 2024
4-7-902	Amended	V. 21, p. 2024
4-7-903	Amended	V. 21, p. 2024
4-7-904	Amended	V. 21, p. 2024
4-7-905	Revoked	V. 21, p. 2024
4-7-1000	Amended	V. 21, p. 2024
4-7-1001	Revoked	V. 21, p. 2025
4-8-43	New (T)	V. 22, p. 82
4-8-43	New	V. 22, p. 432
4-13-1	Amended	V. 22, p. 1194
4-13-2	Amended	V. 22, p. 1195
4-13-4a	Amended	V. 22, p. 1195
4-13-6	Amended	V. 22, p. 1196
4-13-7	Amended	V. 22, p. 1196
4-13-9	Amended (T)	V. 21, p. 1174
4-13-9	Amended	V. 21, p. 1749
4-13-20 through		
4-13-24	Amended (T)	V. 21, p. 1174, 1175
4-13-20 through		
4-13-24	Amended	V. 21, p. 1749, 1750
4-13-25	Amended	V. 21, p. 2043
4-13-25a through		
4-13-25l	New	V. 21, p. 2044-2047
4-13-26	Amended	V. 22, p. 1196
4-13-33	Amended (T)	V. 21, p. 1175
4-13-33	Amended	V. 21, p. 1750
4-14-1	Revoked	V. 21, p. 1705
4-14-2	Revoked	V. 21, p. 1705
4-14-3	Revoked	V. 21, p. 1705
4-15-1	Revoked	V. 21, p. 1705
4-15-2	Revoked	V. 21, p. 1705
4-15-3	Revoked	V. 21, p. 1705
4-15-4 through		
4-15-14	New	V. 21, p. 1705-1708
4-16-7a	Amended	V. 22, p. 12
4-18-1	Revoked	V. 21, p. 1708
4-19-1	Amended (T)	V. 21, p. 1175
4-19-1	Amended	V. 21, p. 1750
4-20-5	Amended	V. 22, p. 1747
4-20-11	Amended	V. 22, p. 385
4-20-15	Amended	V. 22, p. 385
4-21-1	Amended	V. 22, p. 385
4-21-3	Amended	V. 22, p. 386
4-21-4	Amended	V. 22, p. 386
4-21-5	Amended	V. 22, p. 387
4-21-6	Amended	V. 22, p. 387
4-21-7	New	V. 22, p. 387
4-25-2 through		
4-25-18	New	V. 21, p. 232-235

**AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-1-1	Amended	V. 22, p. 1747
5-1-4	Amended	V. 22, p. 1751
5-1-6	Amended	V. 22, p. 1752
5-1-9	Amended	V. 22, p. 1753
5-1-12	Amended	V. 22, p. 1753
5-3-1	Amended	V. 22, p. 1753
5-3-1b	New	V. 22, p. 1754
5-3-3a	New	V. 22, p. 1754
5-3-4c	Amended	V. 22, p. 1754
5-3-4d	Amended	V. 22, p. 1754
5-3-5c	Amended	V. 22, p. 1755
5-3-7	Amended	V. 22, p. 1755
5-3-16a	New	V. 22, p. 1755
5-3-19	Amended	V. 22, p. 1756
5-3-26	Amended (T)	V. 21, p. 1131
5-3-26	Amended	V. 21, p. 1704
5-5-2a	New	V. 22, p. 1756
5-5-16	Amended	V. 22, p. 1757
5-6-13a	New	V. 22, p. 1758
5-6-15	Amended	V. 22, p. 1758
5-7-1	Amended	V. 22, p. 1758
5-9-1	Amended	V. 22, p. 1759
5-9-6	Amended	V. 22, p. 1759
5-14-10	New	V. 22, p. 1759
5-14-11	New	V. 22, p. 1760
5-15-1 through		
5-15-4	New (T)	V. 21, p. 690-692
5-15-1 through		
5-15-4	New	V. 21, p. 1307-1309
5-16-1 through		
5-16-7	New	V. 21, p. 1667-1669
5-21-6	New	V. 22, p. 41
5-21-7	New	V. 22, p. 42
5-22-2	Amended	V. 21, p. 2133
5-22-4	Amended	V. 21, p. 2133
5-22-4a	New	V. 21, p. 2134
5-22-5	Revoked	V. 21, p. 2134
5-22-12	New	V. 21, p. 2134
5-23-6	Amended	V. 21, p. 2134
5-24-5	Amended	V. 21, p. 2135
5-24-7	Amended	V. 21, p. 2135
5-24-8	New	V. 21, p. 2135
5-24-9	New	V. 21, p. 2136
5-24-10	New	V. 21, p. 2136

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-16-1	New (T)	V. 22, p. 1226
7-16-1	New	V. 22, p. 1650
7-16-2	New (T)	V. 22, p. 1226
7-16-2	New	V. 22, p. 1650
7-23-13	Amended	V. 21, p. 1056
7-37-2	Amended	V. 21, p. 1056

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-7-19	New	V. 21, p. 265
9-18-1	Amended	V. 22, p. 794
9-18-2	New (T)	V. 22, p. 1260
9-18-3	New (T)	V. 22, p. 1260
9-19-1 through		
9-19-11	Revoked (T)	V. 22, p. 1261
9-19-12	New (T)	V. 22, p. 1261
9-22-4	Amended (T)	V. 22, p. 1261
9-22-4	Amended	V. 22, p. 1507
9-22-5	Amended (T)	V. 22, p. 1262
9-22-5	Amended	V. 22, p. 1508
9-25-2	Amended (T)	V. 22, p. 1264
9-25-3	Amended (T)	V. 22, p. 1264
9-25-5	Amended (T)	V. 22, p. 1265
9-25-6	Amended (T)	V. 22, p. 1266
9-25-12	Amended (T)	V. 22, p. 1267
9-26-1	Amended (T)	V. 22, p. 1267

**AGENCY 10: KANSAS BUREAU OF INVESTIGATION**

Reg. No.	Action	Register
10-12-1	Amended	V. 21, p. 454
10-13-1	Amended	V. 21, p. 454
10-20-2a	New	V. 21, p. 454
10-21-1 through		
10-21-6	Amended	V. 21, p. 454-456

**AGENCY 11: STATE CONSERVATION COMMISSION**

Reg. No.	Action	Register
11-1-6	Amended	V. 21, p. 1318
11-1-7	Amended	V. 21, p. 1318
11-1-8	Amended	V. 21, p. 1318
11-1-9 through		
11-1-14	New	V. 21, p. 1319-1321
11-2-4 through		
11-2-6	Revoked	V. 21, p. 1321
11-5-1 through		
11-5-4	Revoked	V. 21, p. 1321
11-7-6	Amended	V. 21, p. 1321
11-7-7	Amended	V. 21, p. 1321
11-7-12 through		
11-7-15	Amended	V. 21, p. 1322, 1323
11-7-16	New	V. 21, p. 1323
11-9-2	Amended	V. 21, p. 1323
11-9-5	Amended	V. 21, p. 1323
11-9-10	Amended	V. 21, p. 1323
11-10-1 through		
11-10-6	New	V. 21, p. 1323-1324

**AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

Reg. No.	Action	Register
14-12-1 through		
14-12-18	Revoked	V. 21, p. 2095
14-13-14	New	V. 21, p. 1054
14-13-15	New	V. 21, p. 1055
14-14-6	Revoked	V. 21, p. 2095
14-14-6a	New	V. 21, p. 2095
14-15-1	New	V. 22, p. 123
14-15-2	New	V. 22, p. 123

**AGENCY 17: STATE BANK COMMISSIONER (see Agency 75, this index)**

Reg. No.	Action	Register
17-8-1	New	V. 22, p. 1574
17-11-18	Amended	V. 22, p. 798
17-24-1	Amended	V. 22, p. 1574
17-24-3	New	V. 21, p. 212

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-24-1 through		
22-24-18	New	V. 21, p. 147-150

**AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT (By Department of Agriculture)**

Reg. No.	Action	Register
25-1-3 through		
25-1-6	Revoked	V. 21, p. 235, 236
25-1-12	Revoked	V. 21, p. 236
25-1-15	Revoked	V. 21, p. 236
25-1-19 through		
25-1-28	Revoked	V. 21, p. 236
25-2-4	Revoked	V. 21, p. 236
25-3-2 through		
25-3-6	Revoked	V. 21, p. 236

(continued)

25-3-8	Revoked	V. 21, p. 236
25-3-10 through		
25-3-13	Revoked	V. 21, p. 236
25-3-15	Revoked	V. 21, p. 236
25-3-16	Revoked	V. 21, p. 236
25-3-17	Revoked	V. 21, p. 236
25-4-4	Revoked	V. 21, p. 236
25-5-1	Revoked	V. 21, p. 236

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-1-1	Amended	V. 21, p. 743
26-1-4	Revoked	V. 21, p. 745
26-1-5	Amended	V. 21, p. 745
26-2-3	Amended	V. 22, p. 1258
26-2-4	Amended	V. 21, p. 745
26-2-9	Amended	V. 22, p. 1259
26-3-2	Revoked	V. 21, p. 745
26-5-1	Revoked	V. 21, p. 745
26-5-6	Amended	V. 21, p. 745
26-8-1	Amended (T)	V. 21, p. 1222
26-8-1	Amended	V. 21, p. 1747
26-8-2	Amended (T)	V. 21, p. 1172
26-8-2	Amended	V. 21, p. 1747
26-8-3	Revoked (T)	V. 21, p. 1173
26-8-3	Revoked	V. 21, p. 1748
26-8-5	Amended (T)	V. 21, p. 1173
26-8-5	Amended	V. 21, p. 1748
26-8-6	Revoked (T)	V. 21, p. 1173
26-8-6	Revoked	V. 21, p. 1748
26-8-7	Amended (T)	V. 21, p. 1173
26-8-7	Amended	V. 21, p. 1748
26-8-8	Amended (T)	V. 21, p. 1173
26-8-8	Amended	V. 21, p. 1748
26-8-9	Revoked (T)	V. 21, p. 1173
26-8-9	Revoked	V. 21, p. 1748
26-8-12	Revoked (T)	V. 21, p. 1173
26-8-12	Revoked	V. 21, p. 1748
26-8-13	Revoked (T)	V. 21, p. 1173
26-8-13	Revoked	V. 21, p. 1748
26-8-14	Revoked (T)	V. 21, p. 1173
26-8-14	Revoked	V. 21, p. 1748
26-8-15	New (T)	V. 21, p. 1173
26-8-15	New	V. 21, p. 1748
26-11-1	New	V. 21, p. 1405
26-11-2	New	V. 21, p. 1405
26-11-3	New	V. 21, p. 1405

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No.	Action	Register
28-1-18	Amended (T)	V. 21, p. 1405
28-1-18	Amended	V. 21, p. 1920
28-4-269	Amended (T)	V. 21, p. 497
28-4-269	Amended	V. 21, p. 1167
28-4-331	Amended (T)	V. 21, p. 498
28-4-331	Amended	V. 21, p. 1168
28-4-351	Amended (T)	V. 21, p. 500
28-4-351	Amended	V. 21, p. 1170
28-4-576 through		
28-4-596	New (T)	V. 21, p. 597-616
28-4-576 through		
28-4-596	New	V. 21, p. 2138-2156
28-14-1	Amended	V. 21, p. 1791
28-14-2	Amended	V. 21, p. 1791
28-16-28b through		
28-16-28e	Amended	V. 21, p. 2096-2012
28-16-28b	Amended	V. 22, p. 1760
28-16-28e	Amended	V. 22, p. 1763
28-17-6	Amended (T)	V. 22, p. 1225
28-17-6	Amended	V. 22, p. 1711
28-19-17	Amended	V. 21, p. 1892
28-19-17a through		
28-19-17q	Revoked	V. 21, p. 1892
28-19-75	Revoked	V. 21, p. 1325
28-19-350	New	V. 21, p. 1892
28-19-564	Amended	V. 21, p. 1581
28-19-714	New	V. 21, p. 1325
28-29-3	Amended	V. 22, p. 798

28-29-18	Revoked	V. 21, p. 310
28-29-20	Amended	V. 22, p. 801
28-29-29	Amended	V. 21, p. 310
28-29-101	Revoked	V. 22, p. 802
28-29-109	Amended	V. 22, p. 802
28-29-2201	New	V. 21, p. 310
28-31-1	Amended	V. 21, p. 1511
28-31-2	Amended	V. 21, p. 1512
28-31-3	Amended	V. 21, p. 1512
28-31-4	Amended	V. 21, p. 1512
28-31-6	Amended	V. 21, p. 1517
28-31-8	Amended	V. 21, p. 1518
28-31-8b	Amended	V. 21, p. 1519
28-31-9	Amended	V. 21, p. 1519
28-31-10	Amended	V. 21, p. 1519
28-31-10a	Amended	V. 21, p. 1520
28-31-11	Revoked	V. 21, p. 1520
28-31-14	Amended	V. 21, p. 1520
28-31-15	Amended	V. 21, p. 1520
28-31-16	Amended	V. 21, p. 1520
28-36-30	Amended	V. 22, p. 1771
28-38-18 through		
28-38-23	Amended	V. 22, p. 7-9
28-38-18	Amended	V. 22, p. 1575
28-38-19	Amended	V. 22, p. 1575
28-38-28	Amended	V. 22, p. 10
28-38-29	Amended	V. 22, p. 10
28-38-30	Amended	V. 22, p. 11
28-45-2	Revoked (T)	V. 22, p. 531
28-45-2	Revoked	V. 22, p. 1304
28-45-2a	New (T)	V. 22, p. 531
28-45-2a	New	V. 22, p. 1304
28-45-3	Revoked (T)	V. 22, p. 532
28-45-3	Revoked	V. 22, p. 1305
28-45-3a	New (T)	V. 22, p. 532
28-45-3a	New	V. 22, p. 1305
28-45-4	Revoked (T)	V. 22, p. 533
28-45-4	Revoked	V. 22, p. 1306
28-45-4a	New (T)	V. 22, p. 533
28-45-4a	New	V. 22, p. 1306
28-45-5	Revoked (T)	V. 22, p. 533
28-45-5	Revoked	V. 22, p. 1306
28-45-5a	New (T)	V. 22, p. 533
28-45-5a	New	V. 22, p. 1306
28-45-6	Revoked (T)	V. 22, p. 534
28-45-6	Revoked	V. 22, p. 1306
28-45-6a	New (T)	V. 22, p. 534
28-45-6a	New	V. 22, p. 1306
28-45-7	Revoked (T)	V. 22, p. 535
28-45-7	Revoked	V. 22, p. 1308
28-45-7a	New (T)	V. 22, p. 535
28-45-7a	New	V. 22, p. 1308
28-45-8	Revoked (T)	V. 22, p. 536
28-45-8	Revoked	V. 22, p. 1309
28-45-8a	New (T)	V. 22, p. 536
28-45-8a	New	V. 22, p. 1309
28-45-9	Revoked (T)	V. 22, p. 536
28-45-9	Revoked	V. 22, p. 1309
28-45-9a	New (T)	V. 22, p. 536
28-45-9a	New	V. 22, p. 1309
28-45-10	Revoked (T)	V. 22, p. 536
28-45-10	Revoked	V. 22, p. 1309
28-45-10a	New (T)	V. 22, p. 536
28-45-10a	New	V. 22, p. 1309
28-45-11	Revoked (T)	V. 22, p. 537
28-45-11	Revoked	V. 22, p. 1310
28-45-11a	New (T)	V. 22, p. 537
28-45-11a	New	V. 22, p. 1310
28-45-12		
28-45-12 through		
28-45-30	New (T)	V. 22, p. 537-548
28-45-12 through		
28-45-30	New	V. 22, p. 1310-1321
28-45a-1 through		
28-45a-19	New (T)	V. 22, p. 548-557
28-45a-19 through		
28-45a-19	New	V. 22, p. 1321-1331
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311
28-72-1 through		
28-72-4	Amended	V. 21, p. 1944-1948

28-72-4a	Amended	V. 21, p. 1952
28-72-4b	Amended	V. 21, p. 1954
28-72-4c	Amended	V. 21, p. 1955
28-72-5 through		
28-72-18	Amended	V. 21, p. 1957-1971
28-72-18e	Amended	V. 21, p. 1973
28-72-19	Amended	V. 21, p. 1974
28-72-21	Amended	V. 21, p. 1974

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-4-39	Amended	V. 22, p. 1533
30-4-55	Amended	V. 22, p. 1533
30-4-90	Amended	V. 21, p. 1005
30-4-96	Revoked	V. 22, p. 249
30-4-110	Amended	V. 22, p. 1534
30-5-64	Amended	V. 22, p. 1300
30-5-81u	Amended (T)	V. 22, p. 83
30-5-81u	Amended	V. 22, p. 432
30-5-89	Amended	V. 22, p. 1355
30-5-89a	Amended	V. 22, p. 1355
30-5-94	Amended	V. 21, p. 2049
30-5-101	Revoked	V. 21, p. 1007
30-5-101a	Revoked	V. 21, p. 2049
30-5-102	Amended (T)	V. 22, p. 83
30-5-102	Amended	V. 22, p. 432
30-5-105	Amended (T)	V. 22, p. 83
30-5-105	Amended	V. 22, p. 433
30-5-107	Amended	V. 22, p. 1043
30-5-107a	Amended	V. 22, p. 1044
30-5-108a	Amended	V. 21, p. 2049
30-5-300	Amended	V. 21, p. 1007
30-5-308	Amended	V. 21, p. 2049
30-6-65	Amended	V. 22, p. 1044
30-6-86	Amended	V. 21, p. 2049
30-6-88	New	V. 21, p. 1010
30-6-94	Amended	V. 21, p. 506
30-6-103	Amended (T)	V. 22, p. 84
30-6-103	Amended	V. 22, p. 433
30-6-106	Amended	V. 22, p. 249
30-6-107	Amended	V. 21, p. 1011
30-6-108	Amended	V. 22, p. 1045
30-6-109	Amended	V. 22, p. 1045
30-6-112	Amended	V. 21, p. 1013
30-10-1a	Amended	V. 21, p. 506
30-10-2	Amended	V. 21, p. 508
30-10-6	Amended	V. 21, p. 1014
30-10-7	Amended	V. 21, p. 509
30-10-11	Amended	V. 21, p. 1015
30-10-14	Revoked	V. 22, p. 1355
30-10-15a	Amended	V. 22, p. 1355
30-10-15b	Amended	V. 21, p. 1018
30-10-17	Amended (T)	V. 22, p. 990
30-10-17	Amended	V. 22, p. 1233
30-10-18	Amended (T)	V. 22, p. 991
30-10-18	Amended	V. 22, p. 1234
30-10-19	Amended (T)	V. 22, p. 994
30-10-19	Amended	V. 22, p. 1236
30-10-21	Amended	V. 22, p. 1357
30-10-23a	Amended	V. 21, p. 2055
30-10-23b	Amended	V. 22, p. 1357
30-10-24	Amended	V. 21, p. 1025
30-10-25	Amended	V. 21, p. 1026
30-10-27	Amended	V. 21, p. 1027
30-10-29	Revoked	V. 21, p. 1028
30-12-16 through		
30-12-22	Revoked	V. 21, p. 331
30-13-17 through		
30-13-26	Revoked	V. 21, p. 331
30-14-28	Amended (T)	V. 22, p. 84
30-14-28	Amended	V. 22, p. 434
30-44-5	New	V. 22, p. 1047
30-60-1	Amended	V. 22, p. 1090
30-60-2	Amended	V. 22, p. 1090
30-60-5	Amended	V. 22, p. 1090
30-60-6	Amended	V. 22, p. 1091
30-60-7	Amended	V. 22, p. 1092
30-60-8	New	V. 22, p. 1092
30-60-10	Amended	V. 22, p. 1093
30-60-11	Amended	V. 22, p. 1093

30-60-12	Amended	V. 22, p. 1093	44-5-103	Revoked	V. 21, p. 309	44-12-321	Amended	V. 21, p. 120
30-60-13	New	V. 22, p. 1094	44-5-107	through		44-12-325	Amended	V. 21, p. 120
30-60-14	New	V. 22, p. 1094	44-5-110	Revoked	V. 21, p. 309	44-12-326	Revoked	V. 21, p. 120
30-60-15	New	V. 22, p. 1094	44-5-113	Revoked	V. 21, p. 309	44-12-327	Amended	V. 21, p. 120
30-60-16	New	V. 22, p. 1094	44-5-114	Revoked	V. 21, p. 309	44-12-328	Amended	V. 21, p. 120
30-60-17	Amended	V. 22, p. 1095	44-6-101	Amended	V. 21, p. 1406	44-12-401	Amended	V. 21, p. 120
30-60-18	Amended	V. 22, p. 1095	44-6-106	Amended	V. 21, p. 1407	44-12-501	Amended	V. 21, p. 121
30-16-19	Amended	V. 22, p. 1096	44-6-107	Amended	V. 21, p. 1407	44-12-503	Amended	V. 21, p. 121
30-60-25	Amended	V. 22, p. 1096	44-6-108	Amended	V. 21, p. 1408	44-12-504	Amended	V. 21, p. 121
30-60-26	Amended	V. 22, p. 1097	44-6-114c	Amended	V. 21, p. 1408	44-12-505b	Amended	V. 21, p. 121
30-60-27	Amended	V. 22, p. 1097	44-6-114d	New	v. 21, p. 1409	44-12-601	Amended	V. 21, p. 121
30-60-28	Amended	V. 22, p. 1097	44-6-114e	New	V. 21, p. 1409	44-12-602	Amended	V. 21, p. 123
30-60-29	New	V. 22, p. 1097	44-6-115	Revoked	V. 21, p. 1415	44-12-702	Amended	V. 21, p. 123
30-60-30	New	V. 22, p. 1098	44-6-115a	Amended (T)	V. 22, p. 383	44-12-801	Amended	V. 21, p. 123
30-60-40	Amended	V. 22, p. 1098	44-6-115a	Amended	V. 22, p. 1231	44-12-902	Amended	V. 21, p. 123
30-60-41	Amended	V. 22, p. 1098	44-6-115b	New	V. 21, p. 1415	44-12-1002	Amended (T)	V. 22, p. 384
30-60-45	Amended	V. 22, p. 1099	44-6-115c	New	V. 21, p. 1417	44-12-1002	Amended	V. 22, p. 1232
30-60-46	Amended	V. 22, p. 1099	44-6-117	Revoked	V. 21, p. 1418	44-12-1306	Amended	V. 21, p. 123
30-60-47	Amended	V. 22, p. 1099	44-6-120	Revoked	V. 21, p. 1418	44-12-1307	Amended	V. 21, p. 124
30-60-48	New	V. 22, p. 1099	44-6-124	Revoked	V. 21, p. 1418	44-13-101	Amended	V. 21, p. 151
30-60-49	New	V. 22, p. 1100	44-6-125	Amended	V. 21, p. 1418	44-13-104	Revoked	V. 21, p. 151
30-60-50	Amended	V. 22, p. 1100	44-6-126	Amended	V. 21, p. 1419	44-13-105	Amended	V. 21, p. 151
30-60-51	New	V. 22, p. 1101	44-6-133	Revoked	V. 21, p. 1419	44-13-106	Amended	V. 21, p. 151
30-60-55	Amended	V. 22, p. 1102	44-6-134	Amended	V. 21, p. 1419	44-13-201	Amended	V. 21, p. 152
30-60-56	New	V. 22, p. 1103	44-6-136	Amended	V. 21, p. 1419	44-13-201b	Amended (T)	V. 22, p. 384
30-60-57	New	V. 22, p. 1103	44-6-136a	Amended	V. 21, p. 1420	44-13-201b	Amended	V. 22, p. 1232
30-60-60	Revoked	V. 22, p. 1103	44-6-137	Amended	V. 21, p. 1420	44-13-202	Amended	V. 21, p. 153
30-60-61	Revoked	V. 22, p. 1103	44-6-138	Amended	V. 21, p. 1420	44-13-302a	Revoked	V. 21, p. 153
30-60-62	Amended	V. 22, p. 1103	44-6-140	Amended	V. 21, p. 1421	44-13-304	Revoked	V. 21, p. 153
30-60-63	New	V. 22, p. 1104	44-6-140a	Amended	V. 21, p. 1421	44-13-306	New	V. 21, p. 154
30-60-64	New	V. 22, p. 1105	44-6-141	Amended	V. 21, p. 1421	44-13-307	New	V. 21, p. 154
30-60-70	Amended	V. 22, p. 1108	44-6-142	Revoked	V. 21, p. 1421	44-13-401	Amended	V. 21, p. 154
30-60-71	Amended	V. 22, p. 1108	44-6-143	Amended	V. 21, p. 1421	44-13-401a	Revoked	V. 21, p. 154
30-60-72	Amended	V. 22, p. 1108	44-6-146	Revoked	V. 21, p. 1422	44-13-402	Amended	V. 21, p. 154
30-60-73	Amended	V. 22, p. 1108	44-7-102	Revoked	V. 21, p. 309	44-13-403	Amended	V. 21, p. 155
30-60-74	Amended	V. 22, p. 1109	44-7-103	Revoked	V. 21, p. 309	44-13-404	Amended	V. 21, p. 156
30-60-75	Revoked	V. 22, p. 1109	44-7-105	Revoked	V. 21, p. 309	44-13-405a	Amended	V. 21, p. 157
30-60-76	Amended	V. 22, p. 1109	44-7-106	Revoked	V. 21, p. 309	44-13-406	Amended	V. 21, p. 158
30-61-1	Amended	V. 22, p. 1109	44-7-107	Revoked	V. 21, p. 309	44-13-408	Amended	V. 21, p. 158
30-61-2	Amended	V. 22, p. 1109	44-7-109	Revoked	V. 21, p. 309	44-13-409	Amended	V. 21, p. 158
30-61-5	Amended	V. 22, p. 1109	44-7-112	Revoked	V. 21, p. 309	44-13-501	Amended	V. 21, p. 158
30-61-6	Amended	V. 22, p. 1110	44-7-114	Revoked	V. 21, p. 309	44-13-502a	Amended	V. 21, p. 158
30-61-10	Amended	V. 22, p. 1110	44-7-115	Revoked	V. 21, p. 309	44-13-506	through	
30-61-11	New	V. 22, p. 1110	44-7-116	Revoked	V. 21, p. 309	44-13-509	Amended	V. 21, p. 158, 159
30-61-15	Amended	V. 22, p. 1110	44-8-110	through		44-13-601	Amended	V. 21, p. 159
30-61-16	Revoked	V. 22, p. 1111	44-8-114	Revoked	V. 21, p. 309	44-13-603	Amended	V. 21, p. 159
30-64-20	Amended	V. 21, p. 80	44-11-111	Amended	V. 21, p. 335	44-13-610	Amended	V. 21, p. 159
30-64-22	Amended	V. 21, p. 80	44-11-112	Revoked	V. 21, p. 336	44-13-701	through	
30-64-23	Amended	V. 21, p. 80	44-11-113	Amended	V. 21, p. 336	44-13-704	Amended	V. 21, p. 159, 160
30-64-24	Amended	V. 21, p. 1310	44-11-114	Revoked	V. 21, p. 336	44-13-705	Revoked	V. 21, p. 161
30-64-30	Amended	V. 21, p. 81	44-11-115	Revoked	V. 21, p. 336	44-13-706	Amended	V. 21, p. 161
30-64-31	Amended	V. 21, p. 81	44-11-119	Amended	V. 21, p. 336	44-13-707	Amended	V. 21, p. 161
30-64-32	Amended	V. 21, p. 82	44-11-120	Amended	V. 21, p. 337	44-14-101	Revoked	V. 21, p. 83
30-64-34	Revoked	V. 21, p. 82	44-11-121	Amended	V. 21, p. 337	44-14-102	Revoked	V. 21, p. 83

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-34	Amended	V. 21, p. 2131
40-1-43	Amended	V. 21, p. 451
40-1-46	Amended	V. 21, p. 212
40-1-47	New	V. 21, p. 588
40-1-48	Amended	V. 22, p. 1709
40-1-49	New	V. 21, p. 1703
40-2-22	Revoked	V. 21, p. 589
40-4-1	Amended	V. 22, p. 1709
40-4-36	Amended	V. 22, p. 465
40-4-37	Amended	V. 21, p. 741
40-4-37k	Amended	V. 21, p. 1272
40-4-37q	New	V. 21, p. 1272
40-4-37s	New	V. 21, p. 743
40-4-37t	New	V. 21, p. 1272
40-4-37u	New	V. 21, p. 1370
40-5-110	Amended	V. 22, p. 1709

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-4-103	Revoked	V. 21, p. 309
44-4-104	Revoked	V. 21, p. 309
44-4-106	through	
44-4-109	Revoked	V. 21, p. 309
44-5-101	Revoked	V. 21, p. 309

44-5-103	Revoked	V. 21, p. 309
44-5-107	through	
44-5-110	Revoked	V. 21, p. 309
44-5-113	Revoked	V. 21, p. 309
44-5-114	Revoked	V. 21, p. 309
44-6-101	Amended	V. 21, p. 1406
44-6-106	Amended	V. 21, p. 1407
44-6-107	Amended	V. 21, p. 1407
44-6-108	Amended	V. 21, p. 1408
44-6-114c	Amended	V. 21, p. 1408
44-6-114d	New	v. 21, p. 1409
44-6-114e	New	V. 21, p. 1409
44-6-115	Revoked	V. 21, p. 1415
44-6-115a	Amended (T)	V. 22, p. 383
44-6-115a	Amended	V. 22, p. 1231
44-6-115b	New	V. 21, p. 1415
44-6-115c	New	V. 21, p. 1417
44-6-117	Revoked	V. 21, p. 1418
44-6-120	Revoked	V. 21, p. 1418
44-6-124	Revoked	V. 21, p. 1418
44-6-125	Amended	V. 21, p. 1418
44-6-126	Amended	V. 21, p. 1419
44-6-133	Revoked	V. 21, p. 1419
44-6-134	Amended	V. 21, p. 1419
44-6-136	Amended	V. 21, p. 1419
44-6-136a	Amended	V. 21, p. 1420
44-6-137	Amended	V. 21, p. 1420
44-6-138	Amended	V. 21, p. 1420
44-6-140	Amended	V. 21, p. 1421
44-6-140a	Amended	V. 21, p. 1421
44-6-141	Amended	V. 21, p. 1421
44-6-142	Revoked	V. 21, p. 1421
44-6-143	Amended	V. 21, p. 1421
44-6-146	Revoked	V. 21, p. 1422
44-7-102	Revoked	V. 21, p. 309
44-7-103	Revoked	V. 21, p. 309
44-7-105	Revoked	V. 21, p. 309
44-7-106	Revoked	V. 21, p. 309
44-7-107	Revoked	V. 21, p. 309
44-7-109	Revoked	V. 21, p. 309
44-7-112	Revoked	V. 21, p. 309
44-7-114	Revoked	V. 21, p. 309
44-7-115	Revoked	V. 21, p. 309
44-7-116	Revoked	V. 21, p. 309
44-8-110	through	
44-8-114	Revoked	V. 21, p. 309
44-11-111	Amended	V. 21, p. 335
44-11-112	Revoked	V. 21, p. 336
44-11-113	Amended	V. 21, p. 336
44-11-114	Revoked	V. 21, p. 336
44-11-115	Revoked	V. 21, p. 336
44-11-119	Amended	V. 21, p. 336
44-11-120	Amended	V. 21, p. 336
44-11-121	Amended	V. 21, p. 337
44-11-122	Revoked	V. 21, p. 337
44-11-123	Amended	V. 21, p. 337
44-11-124	Revoked	V. 21, p. 337
44-11-127	Amended	V. 21, p. 337
44-11-129	Amended	V. 21, p. 338
44-11-130	Amended	V. 21, p. 338
44-11-131	Amended	V. 21, p. 339
44-11-132	Amended	V. 21, p. 339
44-11-133	Amended	V. 21, p. 339
44-11-135	Amended	V. 21, p. 339
44-12-103	Amended	V. 21, p. 117
44-12-105	Amended	V. 21, p. 117
44-12-106	Amended	V. 21, p. 117
44-12-107	Amended	V. 21, p. 117
44-12-201	through	
44-12-205	Amended	V. 21, p. 118
44-12-210	Amended	V. 21, p. 118
44-12-303	Amended	V. 21, p. 118
44-12-305	Amended	V. 21, p. 118
44-12-306	Amended	V. 21, p. 119
44-12-307	Amended	V. 21, p. 119
44-12-309	Amended	V. 21, p. 119
44-12-310	Amended	V. 21, p. 119
44-12-312	Amended	V. 21, p. 119
44-12-313	Amended	V. 21, p. 119
44-12-314	Amended	V. 21, p. 119
44-12-318	Amended	V. 21, p. 120
44-12-320	Revoked	V. 21, p. 120

44-12-321	Amended	V. 21, p. 120
44-12-325	Amended	V. 21, p. 120
44-12-326	Revoked	V. 21, p. 120
44-12-327	Amended	V. 21, p. 120
44-12-328	Amended	V. 21, p. 120
44-12-401	Amended	V. 21, p. 120
44-12-501	Amended	V. 21, p. 121
44-12-503	Amended	V

45-6-5	Revoked	V. 21, p. 1894
45-7-1	through	
45-7-5	Revoked	V. 21, p. 1894
45-9-1	through	
45-9-4	Revoked	V. 21, p. 1894
45-10-1	Revoked	V. 21, p. 1894
45-11-1	Revoked	V. 21, p. 1895
45-14-1	Revoked	V. 21, p. 1895
45-16-2	Revoked	V. 21, p. 1895
45-16-3	Revoked	V. 21, p. 1895
45-16-4	Revoked	V. 21, p. 1895
45-100-1	New	V. 21, p. 1895
45-200-1	New	V. 21, p. 1895
45-200-2	New	V. 21, p. 1896
45-300-1	New	V. 21, p. 1896
45-300-2	New	V. 21, p. 1896
45-400-1	through	
45-400-4	New	V. 21, p. 1896, 1897
45-500-1	through	
45-500-4	New	V. 21, p. 1897, 1898
45-600-1	New	V. 21, p. 1899
45-700-1	New (T)	V. 21, p. 1328
45-700-2	New	V. 21, p. 1900
45-700-2	New (T)	V. 21, p. 1328
45-700-2	New	V. 21, p. 1900
45-800-1	New	V. 21, p. 1900
45-900-1	New	V. 21, p. 1901
45-1000-1	New	V. 21, p. 1901
45-1000-2	New	V. 21, p. 1901
45-1000-3	New	V. 21, p. 1901

**AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION**

Reg. No.	Action	Register
51-2-6	New	V. 21, p. 864
51-3-1	through	
51-3-4	Amended	V. 21, p. 864-865
51-9-12	through	
51-9-14	Revoked	V. 21, p. 865
51-9-15	New	V. 21, p. 1224
51-9-16	New	V. 21, p. 1271
51-10-6	Revoked	V. 21, p. 865
51-17-1	Revoked	V. 21, p. 865
51-24-1	Amended	V. 21, p. 865
51-24-3	Amended	V. 21, p. 865
51-24-4	Amended	V. 21, p. 866

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-1-104	Amended	V. 22, p. 42
60-2-101	through	
60-2-106	Amended	V. 22, p. 43-47
60-2-108	Amended	V. 22, p. 47
60-3-106	Amended	V. 21, p. 840
60-3-110	Amended	V. 21, p. 1764
60-3-112	Amended	V. 21, p. 1764
60-4-103	Amended	V. 21, p. 841
60-9-105	Amended	V. 21, p. 1765
60-9-107	Amended	V. 21, p. 1765
60-11-116	Amended	V. 21, p. 316
60-11-121	Amended	V. 21, p. 1767
60-13-103	Amended	V. 21, p. 316
60-13-110	Amended	V. 21, p. 317
60-16-101	Amended	V. 21, p. 841
60-16-102	Amended	V. 22, p. 47
60-16-103	Amended	V. 21, p. 842
60-16-104	Amended	V. 21, p. 842

**AGENCY 61: BOARD OF BARBERING**

Reg. No.	Action	Register
61-4-2	Amended (T)	V. 22, p. 1304
61-7-1	Amended (T)	V. 22, p. 1304

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-1-23	New	V. 21, p. 659
63-3-22	New	V. 21, p. 659

63-3-23	New	V. 21, p. 659
63-4-1	Amended	V. 21, p. 659
63-7-1	through	
63-7-8	New	V. 21, p. 660-662

**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

Reg. No.	Action	Register
65-4-3	Amended	V. 21, p. 183
65-5-6	Amended	V. 22, p. 1575

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-8-4	Amended	V. 21, p. 1789
66-9-5	Amended	V. 21, p. 1789
66-10-1	Amended	V. 21, p. 1789
66-10-9	Amended	V. 21, p. 1789
66-10-10b	New	V. 21, p. 1789
66-10-13	Amended	V. 21, p. 1790
66-11-1a	New	V. 21, p. 1790
66-11-1b	New	V. 21, p. 1790
66-11-5	New	V. 21, p. 1790
66-14-6	Amended	V. 21, p. 1790

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1a	Amended	V. 21, p. 746
68-1-1e	Revoked	V. 21, p. 308
68-1-2a	Amended	V. 21, p. 746
68-1-3	Revoked	V. 21, p. 308
68-1-3a	Amended	V. 21, p. 746
68-2-5	Amended	V. 21, p. 308
68-2-9	Amended	V. 22, p. 118
68-2-10	Amended	V. 22, p. 118
68-2-11	Amended	V. 22, p. 118
68-2-12a	Amended	V. 22, p. 118
68-2-15	Amended	V. 22, p. 430
68-2-20	Amended	V. 22, p. 119
68-7-12	Amended	V. 22, p. 119
68-7-12a	Amended	V. 22, p. 120
68-7-12b	New	V. 22, p. 120
68-8-1	Amended	V. 22, p. 431
68-9-1	Amended	V. 21, p. 308
68-9-2	Amended	V. 22, p. 121
68-11-1	Amended	V. 22, p. 122
68-11-2	Amended	V. 22, p. 122
68-12-2	Amended	V. 22, p. 122
68-13-1	Amended	V. 22, p. 122

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-7	Amended	V. 21, p. 1867
74-4-8	Amended	V. 21, p. 1867
74-4-9	Amended	V. 21, p. 1901
74-5-101	Amended	V. 21, p. 1868
74-5-102	Amended	V. 21, p. 1868
74-5-202	Amended	V. 21, p. 1869
74-5-302	Amended	V. 21, p. 1869
74-5-401	Amended	V. 21, p. 1869
74-5-406	Amended	V. 21, p. 1869
74-7-4	New	V. 21, p. 1870
74-11-6	Amended	V. 21, p. 1870
74-11-7	Amended	V. 21, p. 1870

**AGENCY 75: STATE BANK COMMISSIONER**

Reg. No.	Action	Register
75-6-34	New	V. 22, p. 1454

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-1-201	Revoked	V. 22, p. 1650
82-1-202	Amended	V. 22, p. 1650
82-1-204	Amended	V. 22, p. 1650
82-1-204a	New	V. 22, p. 1652
82-1-205	Amended	V. 22, p. 1652
82-1-206	Amended	V. 22, p. 1652
82-1-207	Amended	V. 22, p. 1652
82-1-208	Amended	V. 22, p. 1652
82-1-212	Amended	V. 22, p. 1652
82-1-214	Amended	V. 22, p. 1653
82-1-215	Amended	V. 22, p. 1653

82-1-216	Amended	V. 22, p. 1653
82-1-218	Amended	V. 22, p. 1653
82-1-219	Amended	V. 22, p. 1654
82-1-220	Amended	V. 22, p. 1655
82-1-220a	New	V. 22, p. 39
82-1-221	Amended	V. 22, p. 1655
82-1-221b	Revoked	V. 22, p. 1656
82-1-222	Amended	V. 22, p. 1656
82-1-224	Amended	V. 22, p. 1656
82-1-225	Amended	V. 22, p. 1656
82-1-226	Amended	V. 22, p. 1657
82-1-227	Amended	V. 22, p. 1657
82-1-228	Amended	V. 22, p. 1657
82-1-229	Amended	V. 22, p. 1658
82-1-230	Amended	V. 22, p. 1659
82-1-230a	New	V. 22, p. 1659
82-1-231	Amended	V. 22, p. 1660
82-1-231a	Amended	V. 22, p. 1663
82-1-231b	Amended	V. 22, p. 1664
82-1-232	Amended	V. 22, p. 1665
82-1-235	Amended	V. 22, p. 1666
82-1-237	Amended	V. 22, p. 1666
82-1-238	Amended	V. 22, p. 1666
82-1-239	Amended	V. 22, p. 1667
82-3-105	Amended (T)	V. 21, p. 1175
82-3-105	Amended	V. 21, p. 1750
82-3-113	Amended (T)	V. 21, p. 1175
82-3-113	Amended	V. 21, p. 1750
82-3-114	Amended (T)	V. 21, p. 1176
82-3-114	Amended	V. 21, p. 1751
82-3-117	Amended (T)	V. 21, p. 1176
82-3-117	Amended	V. 21, p. 1751
82-3-120	Amended (T)	V. 21, p. 1176
82-3-120	Amended	V. 21, p. 1751
82-3-311	Amended (T)	V. 21, p. 1178
82-3-311	Amended	V. 21, p. 1753
82-3-312	Amended	V. 21, p. 117
82-3-400	Amended	V. 21, p. 383
82-3-401	Amended	V. 21, p. 383
82-3-401a	Revoked	V. 21, p. 384
82-3-401b	Revoked	V. 21, p. 384
82-3-402	through	
82-3-410	Amended	V. 21, p. 384-389
82-3-411	New	V. 21, p. 389
82-3-412	New	V. 21, p. 390
82-3-1000	through	
82-3-1012	New (T)	V. 21, p. 1178-1188
82-3-1000	through	
82-3-1012	New	V. 21, p. 1753-1763
82-4-2	Amended	V. 22, p. 86
82-4-20	Amended	V. 22, p. 86
82-4-21	Amended	V. 22, p. 87
82-4-22	Amended (T)	V. 21, p. 1329
82-4-22	Amended	V. 21, p. 1702
82-4-23	Amended	V. 22, p. 87
82-4-26	Amended	V. 22, p. 87
82-4-26a	Amended	V. 22, p. 88
82-4-27	Amended	V. 22, p. 88
82-4-27a	Amended	V. 22, p. 88
82-4-27e	Amended	V. 22, p. 89
82-4-28	Amended	V. 22, p. 89
82-4-28a	Amended	V. 22, p. 89
82-4-29	Amended	V. 22, p. 90
82-4-29a	Amended	V. 22, p. 90
82-4-30a	Amended	V. 22, p. 90
82-4-32	Amended	V. 22, p. 90
82-4-35	Amended	V. 22, p. 91
82-4-46	Amended	V. 22, p. 91
82-4-49b	through	
82-4-49e	Revoked	V. 22, p. 91
82-7-2	through	
82-7-5	Revoked	V. 22, p. 91
82-8-1	Amended	V. 22, p. 91
82-8-2	Amended	V. 22, p. 91
82-8-3	Amended	V. 22, p. 92
82-11-1	Amended	V. 22, p. 1078
82-11-3	Amended	V. 22, p. 1079
82-11-4	Amended	V. 22, p. 1079
82-11-8	Amended	V. 22, p. 1084
82-11-10	Amended	V. 22, p. 1084

82-13-1 New V. 22, p. 40  
 82-13-2 New V. 22, p. 40

**AGENCY 86: REAL ESTATE COMMISSION**

**Reg. No. Action Register**  
 86-1-19 New V. 21, p. 1814  
 86-3-15 Amended V. 21, p. 1814

**AGENCY 88: BOARD OF REGENTS**

**Reg. No. Action Register**  
 88-5-1 through  
 88-5-4 Revoked V. 21, p. 1705  
 88-6-1 Revoked V. 21, p. 1705  
 88-6-2 Revoked V. 21, p. 1705  
 88-6-3 Revoked V. 21, p. 1705  
 88-16-1a Revoked (T) V. 21, p. 501  
 88-16-1a Revoked V. 21, p. 1166  
 88-16-1b New (T) V. 21, p. 501  
 88-16-1b New V. 21, p. 1166  
 88-23-7 New V. 22, p. 1709  
 88-24-1 New V. 21, p. 1705  
 88-24-2 New V. 21, p. 1705

**AGENCY 91: DEPARTMENT OF EDUCATION**

**Reg. No. Action Register**  
 91-1-146a through  
 91-1-146e Revoked V. 21, p. 178  
 91-1-200 through  
 91-1-204 Amended V. 21, p. 1445-1453  
 91-1-205 Amended V. 21, p. 1583  
 91-1-206 Amended V. 21, p. 178  
 91-1-207 Amended V. 21, p. 1453  
 91-1-212 through  
 91-1-214 New V. 21, p. 1453-1456  
 91-1-215 through  
 91-1-219 New V. 21, p. 178-180  
 91-10-1a\* Revoked V. 21, p. 1705  
 91-10-2\* Revoked V. 21, p. 1705  
 (\*By Board of Regents)  
 91-31-16 through  
 91-31-30 Revoked V. 22, p. 124  
 91-31-31 through  
 91-31-42 New V. 22, p. 124-128  
 91-32-1 through  
 91-32-9 Revoked V. 21, p. 1867  
 91-38-1 Amended V. 22, p. 356  
 91-38-2 Amended V. 22, p. 356  
 91-38-3 Amended V. 22, p. 357  
 91-38-5 Amended V. 22, p. 357  
 91-38-6 Amended V. 22, p. 358  
 91-38-7 Amended V. 22, p. 360

**AGENCY 92: DEPARTMENT OF REVENUE**

**Reg. No. Action Register**  
 92-1-1 Revoked V. 21, p. 332  
 92-1-2 Revoked V. 21, p. 332  
 92-1-3 Revoked V. 21, p. 332  
 92-5-4 Revoked V. 21, p. 312  
 92-5-5 through  
 92-5-10 Amended V. 21, p. 312, 313  
 92-5-11 Revoked V. 21, p. 313  
 92-5-12 Amended V. 21, p. 313  
 92-5-13 Amended V. 21, p. 313  
 92-8-20 Revoked V. 21, p. 332  
 92-9-1 Amended V. 21, p. 332  
 92-9-3 Amended V. 21, p. 332  
 92-9-4 Amended V. 21, p. 332  
 92-9-5 Amended V. 21, p. 332  
 92-9-7 Revoked V. 21, p. 332  
 92-11-1 through  
 92-11-16 Revoked V. 21, p. 332, 333  
 92-12-4 Amended V. 21, p. 586  
 92-12-11 Amended V. 21, p. 586

92-12-29 Revoked V. 21, p. 586  
 92-12-47 Amended V. 21, p. 586  
 92-12-56 Revoked V. 21, p. 587  
 92-12-58 Amended V. 21, p. 587  
 92-12-67 Amended V. 21, p. 587  
 92-12-68 Revoked V. 21, p. 587  
 92-12-105 Amended V. 21, p. 587  
 92-12-106 Amended V. 21, p. 587  
 92-12a-1 through  
 92-12a-23 Revoked V. 21, p. 333, 334  
 92-14-4 through  
 92-14-9 Amended V. 21, p. 334, 335  
 92-15-3 Amended V. 21, p. 335  
 92-15-4 Amended V. 21, p. 335  
 92-15-8 Amended V. 21, p. 335  
 92-17-1 through  
 92-17-6 Amended V. 21, p. 313, 314  
 92-18-1 through  
 92-18-7 Revoked V. 21, p. 1307  
 92-19-2 Revoked V. 21, p. 1311  
 92-19-2a New V. 21, p. 1311  
 92-19-5 Revoked V. 21, p. 1997  
 92-19-5a New V. 21, p. 1997  
 92-19-6 Revoked V. 21, p. 1312  
 92-19-6a New V. 21, p. 1312  
 92-19-22 Revoked V. 21, p. 1998  
 92-19-22a New V. 21, p. 1998  
 92-19-22b New V. 21, p. 1999  
 92-19-23 Revoked V. 21, p. 2000  
 92-19-23a New V. 21, p. 2000  
 92-19-35a New V. 21, p. 1312  
 92-19-50 Revoked V. 21, p. 2000  
 92-19-55 Revoked V. 21, p. 1313  
 92-19-55a New V. 21, p. 1313  
 92-19-57 Amended V. 21, p. 2000  
 92-19-61 Revoked V. 21, p. 1315  
 92-19-61a New V. 21, p. 1315  
 92-19-81 New V. 21, p. 2001  
 92-19-82 New V. 21, p. 1316  
 92-19-200 through  
 92-19-203 New V. 22, p. 431  
 92-20-11 Revoked V. 21, p. 1318  
 92-22-4 Amended V. 21, p. 450  
 92-22-19 Revoked V. 21, p. 450  
 92-22-22 Revoked V. 21, p. 450  
 92-22-23 Amended V. 21, p. 450  
 92-22-24 Revoked V. 21, p. 450  
 92-22-25 Amended V. 21, p. 450  
 92-22-33 New V. 21, p. 450  
 92-22-34 New V. 21, p. 450  
 92-23-10 Amended V. 21, p. 180  
 92-23-15 Amended V. 21, p. 180  
 92-23-16 Amended V. 21, p. 180  
 92-23-17 through  
 92-23-23 New V. 21, p. 181  
 92-23-25 New V. 21, p. 181  
 92-23-30 New V. 21, p. 181  
 92-23-31 New V. 21, p. 182  
 92-23-38 Amended V. 21, p. 182  
 92-23-38a Amended V. 21, p. 182  
 92-23-40 Amended V. 21, p. 182  
 92-24-9 through  
 92-24-15 Amended V. 21, p. 314, 315  
 92-24-18 Amended V. 21, p. 315  
 92-24-22 Amended V. 21, p. 316  
 92-24-24 Amended V. 21, p. 316  
 92-51-21 Amended V. 21, p. 2092  
 92-51-23 Amended V. 21, p. 2092  
 92-51-24 Amended V. 21, p. 2092  
 92-51-27 Amended V. 21, p. 2092  
 92-51-34 Revoked V. 21, p. 2093  
 92-51-38 Amended V. 21, p. 2093  
 92-51-39 Amended V. 21, p. 2093  
 92-51-41 Amended V. 21, p. 2093  
 92-51-53 Amended V. 21, p. 2093  
 92-51-56 Amended V. 21, p. 2093  
 92-51-57 Revoked V. 21, p. 2094  
 92-51-58 Revoked V. 21, p. 2094

92-51-60 Revoked V. 21, p. 2094  
 92-51-61 Revoked V. 21, p. 2094  
 92-52-2 Revoked V. 21, p. 2094  
 92-52-3 Amended V. 21, p. 2094  
 92-52-8 Revoked V. 21, p. 2094  
 92-52-11 Revoked V. 21, p. 2094

92-56-1 through  
 92-56-5 Amended V. 21, p. 1057-1059

**AGENCY 93: DEPARTMENT OF REVENUE—  
 DIVISION OF PROPERTY VALUATION**

**Reg. No. Action Register**  
 93-6-4 Amended V. 22, p. 666  
 93-6-7 New V. 22, p. 666

**AGENCY 94: BOARD OF TAX APPEALS**

**Reg. No. Action Register**  
 94-2-1 through  
 94-2-18 Amended V. 21, p. 703-708  
 94-2-4 Amended (T) V. 22, p. 1504  
 94-2-19 New V. 21, p. 708  
 94-2-19 Amended (T) V. 22, p. 1504  
 94-2-20 New V. 21, p. 708  
 94-2-20 Amended (T) V. 22, p. 1504  
 94-2-21 New (T) V. 22, p. 1505  
 94-3-1 Amended V. 21, p. 709  
 94-3-2 Amended V. 21, p. 709  
 94-4-1 New V. 21, p. 710  
 94-4-2 New V. 21, p. 710

**AGENCY 100: BOARD OF HEALING ARTS**

**Reg. No. Action Register**  
 100-11-1 Amended (T) V. 21, p. 1131  
 100-11-1 Amended V. 21, p. 1864  
 100-22-4 New V. 22, p. 690  
 100-27-1 Amended V. 21, p. 307  
 100-28a-1 Amended V. 21, p. 1864  
 100-29-7 Amended V. 21, p. 1864  
 100-49-1 Amended V. 21, p. 2137  
 100-49-4 Amended (T) V. 21, p. 1131  
 100-49-4 Amended V. 21, p. 1864  
 100-49-6 through  
 100-49-9 New V. 21, p. 2137  
 100-54-4 Amended V. 21, p. 2138  
 100-55-4 Amended V. 21, p. 2138  
 100-55-5 Amended V. 22, p. 690  
 100-55-9 Amended V. 22, p. 690  
 100-69-3 Amended V. 21, p. 1864  
 100-69-9 Amended V. 21, p. 1865  
 100-69-10 Amended V. 21, p. 1865  
 100-69-11 Amended V. 21, p. 1866  
 100-72-1 through  
 100-72-7 New (T) V. 22, p. 79-81  
 100-72-1 through  
 100-72-6 New V. 22, p. 691, 692  
 100-75-1 New (T) V. 22, p. 82  
 100-75-1 New V. 22, p. 693

**AGENCY 102: BEHAVIORAL SCIENCES  
 REGULATORY BOARD**

**Reg. No. Action Register**  
 102-1-3a Amended (T) V. 22, p. 1267  
 102-1-3b New (T) V. 22, p. 1268  
 102-1-8 Amended V. 22, p. 1148  
 102-1-15 Amended V. 22, p. 1149  
 102-2-2b New (T) V. 22, p. 1269  
 102-2-2c New (T) V. 22, p. 1270  
 102-2-3 Amended V. 21, p. 237  
 102-2-4a Amended V. 22, p. 1150  
 102-2-4b Amended V. 21, p. 238  
 102-2-9 Amended V. 22, p. 1151  
 102-2-11 Amended V. 22, p. 1151  
 102-2-12 Amended V. 22, p. 1084  
 102-3-3a Amended V. 21, p. 1302  
 102-3-4a Amended V. 21, p. 1133  
 102-3-4b New (T) V. 22, p. 1271  
 102-3-6a Revoked V. 21, p. 1134  
 102-3-7a Amended V. 22, p. 1085

(continued)

102-3-9a	Amended	V. 22, p. 1151	111-4-1814		111-4-2010	
102-3-10a	Amended	V. 22, p. 1152	through		through	
102-3-12a	Amended	V. 21, p. 1134	111-4-1823	New	111-4-2014	New
102-3-17	New	V. 21, p. 1137	111-4-1818	Amended		V. 22, p. 854-857
102-4-4b	New (T)	V. 22, p. 1272	111-4-1824	New	111-4-2015	
102-4-9a	Amended	V. 22, p. 1153	111-4-1825		through	
102-4-10a	Amended	V. 22, p. 1153	through		111-4-2027	New
102-5-3	Amended	V. 22, p. 1087	111-4-1839	New	111-4-2023	Amended
102-5-4b	New (T)	V. 22, p. 1273	111-4-1828	Amended	111-4-2026	Amended
102-5-7a	Amended	V. 22, p. 1088	111-4-1832	Amended	111-4-2028	
102-5-9	Amended	V. 22, p. 1155	111-4-1840		through	
102-5-10	Amended	V. 22, p. 1155	through		111-4-2033	New
102-5-12	Amended	V. 22, p. 1156	111-4-1844	New	111-4-2034	
102-5-16	New	V. 22, p. 1158	111-4-1845		through	
102-6-9	Amended	V. 22, p. 1159	through		111-4-2041	New
102-6-10	Amended	V. 22, p. 1159	111-4-1850	New	111-4-2042	
<b>AGENCY 108: STATE EMPLOYEES</b>			111-4-1850		through	
<b>HEALTH CARE COMMISSION</b>			111-4-1849	Amended	111-4-2048	New
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	111-4-1851	New	111-4-2049	
108-1-2	Amended	V. 21, p. 1055	111-4-1852	New	through	
108-1-4	Amended	V. 22, p. 360	111-4-1853	New	111-4-2057	New
<b>AGENCY 109: BOARD OF</b>			111-4-1854		111-5-22	Amended
<b>EMERGENCY MEDICAL SERVICES</b>			through		111-5-23	Amended
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	111-4-1870	New	111-5-24	Amended
109-5-1	Amended	V. 21, p. 1368	111-4-1864	Amended	111-5-26	Amended
109-6-3	Amended	V. 21, p. 1369	111-4-1866	Amended	111-5-27	Amended
<b>AGENCY 110: DEPARTMENT OF COMMERCE</b>			111-4-1867	Amended	111-5-28	Amended
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	111-4-1869	Amended	111-5-30	Amended
110-10-1	New (T)	V. 22, p. 1226	111-4-1871	New	111-5-32	Amended
<b>AGENCY 111: KANSAS LOTTERY</b>			111-4-1872	New	111-5-33	Amended
A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. The regulations listed below were published after December 31, 2000.			111-4-1873	New	111-5-78	Amended
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	111-4-1874		111-5-79	
111-2-1	Amended	V. 22, p. 585	through		111-5-91	New
111-2-4	Amended	V. 20, p. 1094	111-4-1877	New	111-5-91	New
111-2-119			111-4-1877	Amended	111-5-82	Amended
through			111-4-1878		111-5-83	Amended
111-2-124	New	V. 20, p. 416-419	through		111-5-92	
111-2-120	Amended	V. 20, p. 1094	111-4-1885	New	through	
111-2-124	Amended	V. 21, p. 590	111-4-1885		111-5-98	New
111-2-125	New	V. 20, p. 573	111-4-1886		111-5-98	Amended
111-2-126	New	V. 20, p. 573	through		111-5-94	Amended
111-2-127	Amended	V. 20, p. 937	111-4-1889	New	111-5-96	Amended
111-2-128	New	V. 20, p. 1188	111-4-1890		111-5-97	Amended
111-2-129	New	V. 20, p. 1343	through		111-5-99	
111-2-130	New	V. 20, p. 1394	111-4-1893	New	through	
111-2-131	New	V. 20, p. 1778	111-4-1894		111-5-103	New
111-2-132	New	V. 20, p. 1901	through		111-5-104	New
111-2-133	New	V. 20, p. 1901	111-4-1900	New	111-5-105	Amended
111-2-134	New	V. 20, p. 1901	111-4-1894	Amended	111-5-106	
111-2-135	New	V. 21, p. 590	111-4-1901		through	
111-2-136	New	V. 21, p. 590	through		111-5-110	New
111-2-137	New	V. 21, p. 649	111-4-1921	New	111-5-110	Amended
111-2-138	New	V. 21, p. 692	111-4-1910	Amended	111-6-5	Amended
111-2-139	New	V. 21, p. 747	111-4-1911	Amended	111-6-25	New
111-2-140	New	V. 21, p. 1521	111-4-1911	Amended	111-7-119	
111-2-141	New	V. 21, p. 1852	111-4-1913	Amended	through	
111-2-142	New	V. 21, p. 1852	111-4-1922	New	111-7-127	Amended
111-2-143	New	V. 22, p. 585	111-4-1923	New	111-7-123	Amended
111-2-144	New	V. 22, p. 804	111-4-1924		111-7-126	Amended
111-2-144a	New	V. 22, p. 586	through		111-7-134	Amended
111-2-145	New	V. 22, p. 804	111-4-1932	New	111-7-152	Amended
111-2-146	New	V. 22, p. 804	111-4-1932	Amended	111-7-158	
111-2-147	New	V. 22, p. 804	111-4-1929		through	
111-2-148	Amended	V. 22, p. 1704	111-4-1933		111-7-162	New
111-2-149	New	V. 22, p. 1741	through		111-7-162	Amended
111-3-12	Amended	V. 20, p. 40	111-4-1938	New	111-7-159	Amended
111-3-27	Amended	V. 22, p. 660	111-4-1938	Amended	111-7-162	Amended
111-3-35	Amended	V. 20, p. 1189	111-4-1939		111-7-163	
111-4-1447	Amended	V. 22, p. 1667	through		through	
111-4-1448	Amended	V. 21, p. 1521	111-4-1945	New	111-7-170	New
111-4-1795			111-4-1946		111-7-165	Amended
through			111-4-1951	New	111-7-171	
111-4-1813	New	V. 20, p. 40-47	111-4-1952		through	
111-4-1801	Amended	V. 20, p. 1095	through		111-7-175	New
111-4-1803	Amended	V. 22, p. 1667	111-4-1964	New	111-7-176	
111-4-1805a	New	V. 20, p. 1095	111-4-1964	Amended	111-7-177	
			111-4-1965		111-7-178	
			through		111-7-180	New
			111-4-1975	New	111-7-181	New
			111-4-1970	Amended	111-7-182	
			111-4-1975	Revoked	111-7-182	
			111-4-1976		through	
			111-4-1986	New	111-7-186	New
			111-4-1987		111-7-182	Amended
			through		111-7-184	Amended
			111-4-2009	New	111-8-101	
					through	
					111-8-126	New
					111-9-111	New
					111-9-112	Amended
					111-9-113	Amended

111-9-114 New V. 21, p. 657  
 111-9-115 New V. 21, p. 702  
 111-9-116 New V. 21, p. 703  
 111-9-117 New V. 21, p. 1533  
 111-9-118 New V. 22, p. 54  
 111-9-119 New V. 22, p. 54  
 111-9-120 New V. 22, p. 1054  
 111-9-121 New V. 22, p. 1054

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-3-11	Amended	V. 22, p. 1427
112-4-1a	New	V. 22, p. 278
112-4-1b	New	V. 22, p. 279
112-6-4	Amended	V. 22, p. 85
112-8-4	Amended	V. 22, p. 1428
112-8-5	Amended	V. 22, p. 1428
112-9-44	Amended	V. 22, p. 279
112-10-2	Amended	V. 22, p. 85
112-11-20	Amended	V. 22, p. 281
112-12-10	Amended	V. 22, p. 86
112-18-9	Amended	V. 22, p. 1710
112-18-11	Amended	V. 22, p. 1710
112-18-18	Amended	V. 22, p. 1710

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 21, p. 1557
115-2-2	Amended	V. 21, p. 1558

115-2-3 Amended V. 21, p. 1558  
 115-2-6 Amended V. 21, p. 451  
 115-4-4 Amended V. 21, p. 452  
 115-4-6 Amended V. 22, p. 1227  
 115-4-11 Amended V. 22, p. 436  
 115-5-1 Amended V. 21, p. 1137  
 115-5-2 Amended V. 21, p. 1138  
 115-5-3 Amended V. 21, p. 1138  
 115-7-1 Amended V. 21, p. 1558  
 115-7-2 Amended V. 21, p. 1559  
 115-7-7 New V. 21, p. 1559  
 115-9-4 Amended V. 21, p. 177  
 115-11-1 Amended V. 21, p. 177  
 115-11-2 Amended V. 21, p. 177  
 115-13-3 Amended V. 21, p. 1560  
 115-13-4 Amended V. 21, p. 1560  
 115-16-5 New V. 21, p. 1138  
 115-16-6 New V. 21, p. 1139

115-17-9 Amended V. 22, p. 437-439  
 115-17-11 Amended V. 21, p. 1561  
 115-17-12 Amended V. 21, p. 1562  
 115-17-13 Amended V. 21, p. 1562  
 115-17-14 Amended V. 21, p. 1890  
 115-18-7 Amended V. 21, p. 453  
 115-18-8 Amended V. 22, p. 1229  
 115-18-10 Amended V. 22, p. 439  
 115-18-13 Amended V. 21, p. 1562  
 115-18-14 Amended V. 21, p. 1563

115-20-2 Amended V. 21, p. 1891  
 115-21-1 Amended V. 22, p. 1506  
 115-21-2 Amended V. 22, p. 1507  
 115-30-8 Amended V. 21, p. 1891

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-1-1	Amended	V. 22, p. 684
117-2-1	Amended	V. 22, p. 684
117-3-1	Amended	V. 22, p. 685
117-4-1	Amended	V. 22, p. 686
117-6-1	Amended	V. 22, p. 687
117-6-2	Amended	V. 22, p. 688
117-6-3	Amended	V. 22, p. 688
117-8-1	Amended	V. 22, p. 689

**AGENCY 118: STATE HISTORICAL SOCIETY**

Reg. No.	Action	Register
118-5-1 through		
118-5-10	New	V. 21, p. 1205-1208

**AGENCY 126: UNMARKED BURIAL SITES PRESERVATION BOARD**

Reg. No.	Action	Register
126-1-1	New	V. 21, p. 1792
126-1-2	New	V. 21, p. 1792